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HOUSE OF REPRESENTATIVES

of the

General Assembly

of the

Commonwealth of Kentucky

2002 Regular Session

Volume V

Held in the State Capitol in the City of Frankfort,
at Frankfort, in the Year of Our Lord 2002,
and in the Two Hundred and Tenth
Year of the Commonwealth

Begun on Tuesday, the Eighth Day of January, 2002, and Adjourned
Sine Die on Monday, the Fifteenth Day of April, 2002

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FOREWORD

The Kentucky Constitution requires each chamber of the General Assembly to keep a journal as a public accounting of daily legislative activity. The journal is the official record of action.

The Kentucky Revised Statutes require the Legislative Research Commission to compile, edit, correct, and publish the journals of each chamber. This is the House Journal for the Regular Session of the 2002 General Assembly.

Texts of bills, joint resolutions, and concurrent resolutions appear in the journal on the day of their first reading. Texts of simple resolutions appear on the day of either their first reading or adoption. Texts of committee amendments appear when they are reported out of committee and floor amendments are inserted at the end of the day on which they were filed. The appendices include a table of actions on bills and resolutions, a list of elected representatives, roll call votes, and a sponsor and subject index.

JoAnn Paulin, Rhonda Carter, and Shelly Purvis prepared the *House Journal* for the 2002 Regular Session. The edited copy and appendices in this volume reflect the cooperative efforts of the LRC Staff.

Robert S. Sherman
Director

The Capitol
Frankfort, Kentucky
2003

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THURSDAY, MARCH 28, 2002

FIFTY-SIXTH LEGISLATIVE DAY

The House was called to order by Speaker Richards.

Prayer by Father Charles Ellestad, Church of the Ascension, Frankfort, Kentucky.

The Speaker led the members in the Pledge of Allegiance to the Flag.

The roll was called. All members present except Representative Cornett.

Representative Ballard moved that the absent member be granted leave of absence in accordance with the rules of the House. Agreed.

Representative Ballard moved that the reading of the Journal of Wednesday, March 27, 2002, be dispensed with and the same approved. Agreed.

Representative Ballard moved that the Rules be suspended for the purpose of making a motion concerning co-sponsors. Agreed.

Representative Ballard moved that all properly filed co-sponsor requests be approved. Agreed.

Representative Crimm moved that the rules be suspended to act on a Resolution. Agreed.

Representative Crimm moved the adoption of the following **HR 268**:

HR 268, A RESOLUTION adjourning the House of Representatives in honor of Bob Heleringer, our friend and colleague, upon the occasion of his imminent retirement from the Kentucky General Assembly.

WHEREAS, when we reflect upon the contributions Bob Heleringer has tirelessly given to the citizens of this great Commonwealth throughout his career as a public servant, we are reminded that ethics and integrity have played a large part toward his achievement as an outstanding member of the Kentucky General Assembly, and his accomplishments should serve as an example for those who succeed him; and

WHEREAS, Bob Heleringer has represented his constituents from the thirty-third Representative District with pride and honesty since 1980, and during his tenure with the Kentucky General Assembly, he has demonstrated extraordinary vision and leadership, always adhering to high moral principles and practices, and concentrating much of his time into championing complicated causes of the mentally handicapped and contributing to the enhancement of their quality of life; he has continually supported laws against abortion and capital punishment, has opposed laws banning flag burning, and is an advocate of freedom of speech; and

WHEREAS, his diverse views make it difficult for him to be labeled as either a conservative or a liberal, and as an impassioned orator, he stands first in protecting our values and freedoms, in defending the sanctity of our homes, and exulting in the symbolisms of this great nation;

WHEREAS, as a member of the House of Representatives, Bob Heleringer has faithfully served as vice-chairman of the Committee on Appropriations and Revenue, and has also served on the Committee on Judiciary (criminal and civil), the Committee on Health and Welfare, the Committee on Cities, and the Committee on Natural Resources and Environment; and

WHEREAS, Bob Heleringer is a dedicated family man, and the devoted husband of Cindy Heleringer; and he is the loving father of two daughters, Sarah, a junior at Miami University in Oxford, Ohio, and Ann, a freshman at the University of Alabama; and two sons, Tommy, a senior at Trinity High School, and Philip, a seventh grader at St. Aloysius; and

WHEREAS, in this hallowed chamber, we have witnessed both the eloquence of Bob Heleringer's debates and the fervor he exudes, as well as the entertaining dry wit he has expressed to us so often during these past twenty-two years, and we will not forget the countless times he has "peered over" his glasses, and teased, chastised, and enlightened us, while, at the same time, always remaining our friend; and

WHEREAS, in view of the fact that the very distinguished gentleman from the thirty-third Representative District will be retiring, we are reminded that life is composed of two parts: that which is past, and that which is to come--a prologue; and if the past sets the example for the future, Bob Heleringer, our friend and colleague, can be assured of continuing a full and meaningful career outside this legislative chamber;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. The House of Representatives hails and commends our distinguished colleague, Bob Heleringer, for his immeasurable contributions to the Commonwealth of Kentucky, and wish to him upon his imminent retirement, continued success in all future endeavors.

Section 2. When the House of Representatives adjourns this day, Thursday, March 28, 2002, it does so in honor of Bob Heleringer upon the occasion of his imminent retirement from the Kentucky General Assembly.

There being no objection **HR 268** was adopted.

Representative Ford moved that the rules be suspended to introduce and act on Resolutions and to grant floor privileges to special guests. Agreed.

Introduction of Bills and Resolutions

HR 269, by Representative Ford: A RESOLUTION honoring the Rockcastle County Rockets Boys Basketball Team, 2002 13th Region Champions.

HR 270, by Representative Ford: A RESOLUTION honoring Rebecca May for being named Kentucky Association of Basketball Coaches Girls 12th Region Player of the Year.

Representative Ford moved the adoption of the following **HR 270**:

HR 270, A RESOLUTION honoring Rebecca May for being named Kentucky Association of Basketball Coaches Girls 12th Region Player of the Year.

WHEREAS, Rebecca May is a native daughter of the Commonwealth of Kentucky residing in Lincoln County; and

WHEREAS, Rebecca May is a proud member of the Lincoln County Lady Patriots, the 2000-2001 12th Region Champions; and

WHEREAS, Rebecca May led the area in scoring with an average of 19.3 points per game with a total of 598 points, with an outstanding accuracy of 46.8% from the field, and an equally outstanding status of 70.1% from the free-throw line; and

WHEREAS, Rebecca May has garnered such recognitions this year as All-Tournament in the Berea Lady Pirate Holiday Tournament; Most Valuable Player in pool in the Rockcastle Lady Rocket Hoopla; All-Tournament 45th District; All-Tournament 12th Region; and Advocate-Messenger All-Area First Team; and

WHEREAS, Rebecca May is a member of the distinguished 1,000 Point Club, being the 6th all-time leading scorer for her school, and is the recipient of the prestigious Lloyd B. McGuffey Leadership Award; and

WHEREAS, on March 22, 2002, Rebecca May was named Kentucky Association of Basketball Coaches Girls 12th Region Player of the Year selected by all the member coaches of the region; and

WHEREAS, being selected as 12th Region Player of the Year Rebecca May receives an invitation for the Kentucky All-Star Team;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. The House of Representatives does hereby commend Rebecca May for being selected Kentucky Association of Basketball Coaches Girls 12th Region Player of the Year and for her numerous other athletic achievements, and recognizes that achievements of this nature are garnered by dedication as well as talent.

Section 2. The Clerk of the House of Representatives is directed to transmit one copy each of this Resolution to Principal Ty Howard and Coach John Kolasa and Coach Lanny Hubbard, Lincoln County High School, 60 Education Way, Stanford, Kentucky 40484; Doug and Kim May, 390 Tick Ridge Road, Stanford, Kentucky 40484; and Raymond and JoAnn Davis, 9399 Kentucky Highway 1247, Stanford, Kentucky 40484.

There being no objection **HR 270** was adopted.

Representative Ford moved the adoption of the following **HR 269**:

HR 269, A RESOLUTION honoring the Rockcastle County Rockets Boys Basketball Team, 2002 13th Region Champions.

WHEREAS, the Rockcastle County High School Rockets Boys Basketball Team capped its most successful season ever by winning the 13th Region Championship and advancing to the KHSAA Sweet Sixteen Boys Basketball State Tournament for the first time in the school's history; and

WHEREAS, the Rockets enjoyed success throughout the season, compiling a record of 25 wins against only 8 losses while winning the Arby's Classic in McCreary County, taking third place at the Berea Invitational, and beating district rival and perennial power Clay County three out of four times; and

WHEREAS, the Rockets ended in disappointing fashion with a hard-fought loss to eventual state runner-up Paducah Tilghman, nothing could diminish the pride that all of Rockcastle County felt while watching their boys achieve greatness; and

WHEREAS, the Rockets were guided to history by Head Coach Clayton Cash, a star player on the Broadhead High School team of 1972, the last team from Rockcastle County to reach the Sweet Sixteen; and

WHEREAS, the Rockets were led onto the floor by Coach Cash's son Aaron Cash, a freshman point guard who was named the most valuable player in the 13th Region, Aaron Anderkin, Jason Reynolds, Stephen Boreing, Andrew Hammond, Austin Miller, Chris Settles, and Devin Taylor; and

WHEREAS, the achievements of the Rockcastle County Rockets Boys Basketball Team should be recognized and applauded;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. The members of this body, both individually and collectively, hereby hail and commend the Rockcastle County High School Rockets boys basketball team upon the unprecedented success of the team in the 2001-2002 season.

Section 2. The House of Representatives hereby proclaims the coaches, players, support staff, and cheerleaders of the Rockcastle County Rockets to be outstanding citizens and exemplary representatives of the Commonwealth.

Section 3. The Clerk of the House shall transmit a copy of this Resolution to Ruth Allen, Principal, Rockcastle County High School, 1545 Highway 461, Mount Vernon, Kentucky 40456.

There being no objection **HR 269** was adopted.

Senate Message

Announcing passage of **HB 4, HB 29, HB 55, HB 69, HB 84, HB 93, HB 130, HB 196, HB 367, HB 402, HB 421, HB 526, HB 736, HCR 52, HCR 53, HCR 54,** and **HCR 57**.

Message received in regard to **HB 59**: The Senate has passed **HB 59**, with the following Senate Floor Amendment No. 1 and respectfully requests concurrence of this Honorable Body.

Message received in regard to **HB 133**: The Senate has passed **HB 133**, by way of Senate Committee Substitute and respectfully requests concurrence of this Honorable Body.

Message received in regard to **HB 338**: The Senate has passed **HB 338**, by way of Senate Committee Substitute and respectfully requests concurrence of this Honorable Body.

Message received in regard to **HB 453**: The Senate has passed **HB 453**, with the following Senate Floor Amendment No. 1 and respectfully requests concurrence of this Honorable Body.

Message received in regard to **HB 661**: The Senate has passed **HB 661**, by way of Senate Committee Substitute and with the following Senate Floor Amendment No. 5, Senate Floor Amendment No. 4, and Senate Committee Amendment No. 1 Title, and respectfully requests concurrence of this Honorable Body.

Message received in regard to **HB 809**: The Senate has passed **HB 809**, with the following Senate Committee Amendment No. 1 and Senate Committee Amendment No. 2 Title and respectfully requests concurrence of this Honorable Body. (Time: 2:10 p.m.)

Introduction of Bills and Resolutions (Continued)

HR 271, by Representative Barrows: A RESOLUTION adjourning the House of Representatives in loving memory and honor of Kevin Matsuto Ebata.

Reference of Bills and Resolutions

The Clerk reported that the Committee on Committees has referred the following Bills and Resolutions:

Elections, Constitutional Amendments, and Intergovernmental Affairs: **SB 120**

Judiciary: **SB 124**

Floor Resolutions: **HR 266, 267, 268**

Report of Committees

The Committee on Rules reported that **HB 432, HB 825, HB 864, SB 99, SB 111,** and **SB 254** have been posted for passage in the Orders of the Day for March 29, 2002.

The Committee on Health and Welfare reported **SB 91,** and **SB 216** with the expression of opinion that the same should pass. Read at length for the first time and ordered placed in the Calendar.

SB 91, AN ACT relating to medical records for health care providers participating in Medicaid.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

SECTION 1. A NEW SECTION OF KRS 205.510 TO 205.630 IS CREATED TO READ AS FOLLOWS:

(1) (a) To the extent allowable by federal law, any Medicaid-participating health care provider who provides services to any medical assistance recipient may, at the discretion of the health care provider, maintain in an electronic medical record database the medical record for each medical assistance recipient receiving services by the health care provider.

(b) An electronic signature shall be accepted for any medical record maintained under paragraph (a) of this subsection.

(2) Any electronic medical record database maintained under subsection (1) of this section shall be capable of printing a complete written medical record of each medical assistance recipient.

(3) Any provider who maintains an electronic medical record database under subsection (1) of this section shall:

(a) Notify the department of the existence of the electronic medical record database;

(b) Certify that the electronic medical record database will be confidential and that patient privacy will be protected;

(c) Institute best practices to prevent access to the medical record database by any person who would not otherwise be authorized to review or obtain a written version of the medical records; and

(d) Institute the best practices to assure the security of the database.

SB 216, AN ACT relating to requests for federal approval of changes to the Kentucky Medicaid program.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

SECTION 1. A NEW SECTION OF KRS 205.510 TO 205.630 IS CREATED TO READ AS FOLLOWS:

(1) Concurrent with submitting an application for a waiver or waiver amendment or a request for a plan amendment to any federal agency that approves waivers, waiver amendments, and plan amendments, the Cabinet for Health Services shall provide to the Interim Joint Committee on Health and Welfare and to the Interim Joint Committee on Appropriations and Revenue a copy, summary, and statement of benefits of the application for a waiver or waiver amendment or request for a plan amendment.

(2) The cabinet at least quarterly shall provide an update to the Interim Joint Committee on Health and Welfare and to the Interim Joint Committee on Appropriations and Revenue on the status of the application for a waiver or waiver amendment or request for a plan amendment.

The Committee on Health and Welfare reported **SB 142** with Committee Substitute and Committee Amendment attached thereto to the Committee on Rules.

The Committee Substitute to **SB 142** is as follows:

SB 142, AN ACT relating to adult day health care.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

SECTION 1. A NEW SECTION OF KRS 205.510 TO 205.645 IS CREATED TO READ AS FOLLOWS:

An adult day health care program shall be required to provide skilled nursing services to Medicaid recipients only during the posted hours of operation.

Section 2. KRS 156.070 is amended to read as follows:

(1) The Kentucky Board of Education shall have the management and control of the common schools and all programs operated in these schools, including interscholastic athletics, the Kentucky School for the Deaf, the Kentucky School for the Blind, and community education programs and services.

(2) The Kentucky Board of Education may designate an organization or agency to manage interscholastic athletics in the common schools, provided that the rules, regulations, and bylaws of any organization or agency so designated shall be

approved by the board, and provided further that any administrative hearing conducted by the designated managing organization or agency shall be conducted in accordance with KRS Chapter 13B.

(a) The state board or its designated agency shall assure through promulgation of administrative regulations that if a secondary school sponsors or intends to sponsor an athletic activity or sport that is similar to a sport for which National Collegiate Athletic Association members offer an athletic scholarship, the school shall sponsor the athletic activity or sport for which a scholarship is offered. The administrative regulations shall specify which athletic activities are similar to sports for which National Collegiate Athletic Association members offer scholarships.

(b) The state board or any agency designated by the state board to manage interscholastic athletics shall not promulgate rules, administrative regulations, or bylaws ***that***[~~which~~] prohibit pupils in grades seven (7) to eight (8) from participating in any high school sports except for high school varsity soccer and football, or from participating on more than one (1) school-sponsored team at the same time in the same sport. The Kentucky Board of Education, or an agency designated by the board to manage interscholastic athletics, may promulgate administrative regulations restricting, limiting, or prohibiting participation in high school varsity soccer and football for students who have not successfully completed the eighth grade.

(c) ***Every local board of education shall require an annual medical examination performed and signed by a physician, physician assistant, advanced registered nurse practitioner, or chiropractor, if performed within the professional's scope of practice, for each student seeking eligibility to participate in any high school athletic activity or sport. The Kentucky Board of Education or any organization or agency designated by the state board to manage interscholastic athletics shall not promulgate administrative regulations or adopt any policies or bylaws that are contrary to the provisions of this paragraph.***

(d) Any student who turns nineteen (19) years of age prior to August 1 shall not be eligible for high school athletics in Kentucky. Any student who turns nineteen (19) years of age on or after August 1 shall remain eligible for that school year only.

(e)[~~(d)~~]If the state board or any agency designated by the state board to manage interscholastic athletics promulgates administrative regulations that permit a school district to employ or assign nonteaching personnel to serve in a coaching position, those administrative regulations shall apply to all sports and sports activities, including basketball and football. The administrative regulations shall give preference to the hiring or assignment of certified personnel over nonteaching personnel in coaching positions.

(3) (a) The Kentucky Board of Education is hereby authorized to lease from the State Property and Buildings Commission, or others, whether public or private, any lands, buildings, structures, installations, and facilities suitable for use in establishing and furthering television and related facilities as an aid or supplement to classroom instruction, throughout the Commonwealth, and for incidental use in any other proper public functions. The lease may be for any initial term commencing with the date of the lease and ending with the next ensuing June 30, which is the close of the then-current fiscal biennium of the Commonwealth, with exclusive options in favor of the board to renew the same for successive ensuing bienniums, July 1 in each even year to June 30 in the next ensuing even year; and the rentals may be fixed at the sums in each biennium, if renewed, sufficient to enable the State Property and Buildings Commission to pay therefrom the maturing principal of and interest on, and provide reserves for, any revenue bonds which the State Property and Buildings Commission may determine to be necessary and sufficient, in agreement with the board, to provide the cost of acquiring the television and related facilities, with appurtenances, and costs as may be incident to the issuance of the bonds.

(b) Each option of the Kentucky Board of Education to renew the lease for a succeeding biennial term may be exercised at any time after the adjournment of the session of the General Assembly at which appropriations shall have been made for the operation of the state government for such succeeding biennial term, by notifying the State Property and Buildings Commission in writing, signed by the chief state school officer, and delivered to the secretary of the Finance and Administration Cabinet as a member of the commission. The option shall be deemed automatically exercised, and the lease automatically renewed for the succeeding biennium, effective on the first day thereof, unless a written notice of the board's election not to renew shall have been delivered in the office of the secretary of the Finance and Administration Cabinet before the close of business on the last working day in April immediately preceding the beginning of the succeeding biennium.

(c) The Kentucky Board of Education shall not itself operate leased television facilities, or undertake the preparation of the educational presentations or films to be transmitted thereby, but may enter into one (1) or more contracts to provide therefor, with any public agency and instrumentality of the Commonwealth having, or able to provide, a staff with proper technical qualifications, upon which agency and instrumentality the board, through the chief state school officer and the Department of Education, is represented in such manner as to coordinate matters of curriculum with the curricula prescribed for the public schools of the Commonwealth. Any contract for the operation of the leased television or related facilities may permit limited and special uses of the television or related facilities for other programs in the public interest, subject to the reasonable terms and conditions as the board and the operating agency and instrumentality may agree upon; but any contract shall affirmatively forbid the use of the television or related facilities, at any time or in any manner, in the dissemination of political propaganda or in furtherance of the interest of any political party or candidate for public office, or for commercial advertising. No lease between the board and the State Property and Buildings Commission shall bind the board to pay rentals for more than one (1) fiscal biennium at a time, subject to the aforesaid renewal options. The board may receive and may apply to rental payments under any lease and to the cost of providing for the operation of the television or related facilities not only appropriations which may be made to it from state funds, from time to time, but also contributions, gifts, matching funds, devises, and bequests from any source, whether federal or state, and whether public or private, so long as the same are not conditioned upon any improper use of the television or related facilities in a manner inconsistent with the provisions of this subsection.

(4) The state board may, on the recommendation and with the advice of the chief state school officer, prescribe, print, publish, and distribute at public expense such administrative regulations, courses of study, curriculums, bulletins, programs, outlines, reports, and placards as each deems necessary for the efficient management, control, and operation of the schools and programs under its jurisdiction. All administrative regulations published or distributed by the board shall be inclosed in a booklet or binder on which the words "informational copy" shall be clearly stamped or printed.

(5) Upon the recommendation of the chief state school officer or his designee, the state board shall establish policy or act on all matters relating to programs, services, publications, capital construction and facility renovation, equipment, litigation, contracts, budgets, and all other matters which are the administrative responsibility of the Department of Education.

The Committee Amendment No. 1 Title to **SB 142** is as follows:

SB 142, Amend the title to read as follows:

"AN ACT relating to health care.".

Calendar

SB 165, SB 167, SB 210, SB 80, SB 246, SB 262, and **SB 291** taken from the Calendar and ordered read at length for the second time. Representative Stumbo moved that they be read by title only. Agreed by a majority of members elected. Ordered referred to the Committee on Rules.

Report On Enrolled Bills

The Committee on Enrollment reported that **SB 38, SB 195, SB 222, SB 229,** and **SJR 153** have been examined and found correctly enrolled. Said Bills and Resolution were read at length, compared and signed in open session by the Speaker, and ordered delivered to the Senate. (Time -2:27 p.m.)

Orders of the Day

SB 289, with Committee Substitute and Floor Amendment attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Burch moved the adoption of the Committee Substitute to **SB 289**. Agreed.

Representative Burch moved that **SB 289**, by way of Committee Substitute, as amended, be passed.

Representative Marzian moved the adoption of Floor Amendment No. 1 to the Committee Substitute to **SB 289**. Agreed.

Representative Burch moved that **SB 289**, by way of Committee Substitute, as amended, be passed.

On the roll call the vote was: **Yeas 93, Nays 0**. (See March 28, 2002, roll call on **SB 289** - Appendix.)

SB 289, by way of Committee Substitute, as amended, was passed and the title agreed to.

Representative Burch moved that the vote by which **SB 289**, by way of Committee Substitute, as amended, was passed be reconsidered and said motion be placed on the table. Agreed.

SCR 142, with Committee Substitute attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Rasche moved the adoption of the Committee Substitute to **SCR 142**. Agreed.

Representative Rasche moved that **SCR 142** be adopted, as amended.

On the roll call the vote was: **Yeas 92, Nays 0**. (See March 28, 2002, roll call on **SCR 142** - Appendix.)

SCR 142, as amended, was adopted.

Representative Rasche moved that the vote by which **SCR 142**, as amended, was adopted be reconsidered and said motion be placed on the table. Agreed.

SB 123, with Committee Substitute, Committee Amendment, and Floor Amendments attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Jenkins moved the adoption of the Committee Substitute to **SB 123**. Agreed.

Representative Jenkins moved the adoption of Floor Amendment No. 3 to the Committee Substitute to **SB 123**. Agreed.

Representative Jenkins moved that **SB 123**, by way of Committee Substitute, as amended, be passed.

On the roll call the vote was: **Yeas 41, Nays 46**. (See March 28, 2002, roll call on **SB 123** - Appendix.)

SB 123, by way of Committee Substitute, as amended, was defeated.

SB 126, with Floor Amendments attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Riggs moved that **SB 126**, be passed.

On the roll call the vote was: **Yeas 93, Nays 1**. (See March 28, 2002, roll call on **SB 126** - Appendix.)

SB 126, was passed and the title agreed to.

Representative Riggs moved that the vote by which **SB 126**, was passed be reconsidered and said motion be placed on the table. Agreed.

SCR 92 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Feeley moved that **SCR 92** be adopted.

On the roll call the vote was: **Yeas 94, Nays 0**. (See March 28, 2002, roll call on **SCR 92** - Appendix.)

SCR 92 was adopted.

Representative Feeley moved that the vote by which **SCR 92** was adopted be reconsidered and said motion be placed on the table. Agreed.

HR 32 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Riner moved that **HR 32** be adopted.

On the roll call the vote was: **Yeas 85, Nays 0**. (See March 28, 2002, roll call on **HR 32** - Appendix.)

HR 32 was adopted.

Representative Riner moved that the vote by which **HR 32** was adopted be reconsidered and said motion be placed on the table. Agreed.

SB 156 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Jenkins moved that **SB 156** be passed.

On the roll call the vote was: **Yeas 89, Nays 0**. (See March 28, 2002, roll call on **SB 156** - Appendix.)

SB 156 was passed and the title agreed to.

Representative Jenkins moved that the vote by which **SB 156** was passed be reconsidered and said motion be placed on the table. Agreed.

SB 267 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative P. Clark moved that **SB 267** be passed.

On the roll call the vote was: **Yeas 94, Nays 0**. (See March 28, 2002, roll call on **SB 267** - Appendix.)

SB 267 was passed and the title agreed to.

Representative P. Clark moved that the vote by which **SB 267** was passed be reconsidered and said motion be placed on the table. Agreed.

SB 271, with Committee Substitute and Floor Amendment attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Report On Enrolled Bills

The Committee on Enrollment reported that **HB 4, HB 29, HB 55, HB 69, HB 84, HB 93, HB 130, HB 194, HB 196, HB 367, HB 402, HB 421, HB 428, HB 452, HB 526, HB 736, HCR 52, HCR 53, HCR 54,** and **HCR 57** have been examined and found correctly enrolled. Said Bills and Resolutions were read at length, compared and signed in open session by the Speaker, and ordered delivered to the Senate. (Time -2:57 p.m.)

Orders of the Day (Continued)

Representative Lindsay moved the adoption of the Committee Substitute to **SB 271**. Agreed.

Representative Lindsay moved that **SB 271**, by way of Committee Substitute, be passed.

Representative Geveden moved the adoption of Floor Amendment No. 1 to the Committee Substitute to **SB 271**. Agreed.

Representative Lindsay moved that **SB 271**, by way of Committee Substitute, as amended, be passed.

Representative Cherry moved that **SB 271**, by way of Committee Substitute, as amended, be laid on the Clerk's desk.

Representative Lindsay inquired whether Floor Amendment No. 1 was a piggyback.

The Speaker ruled it was a piggyback.

Representative Cherry withdrew the motion to lay **SB 271** on the Clerk's desk.

On the roll call on the passage of **SB 271** by way of Committee Substitute, as amended, the vote was: **Yeas 45, Nays 41**. (See March 28, 2002, roll call on **SB 271** - Appendix.)

SB 271, by way of Committee Substitute, as amended, was passed and the title agreed to.

Representative Lindsay moved that the vote by which **SB 271**, by way of Committee Substitute, as amended, was passed be reconsidered and said motion be placed on the table. Agreed.

SB 100, with Floor Amendments attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative A. Arnold moved that **SB 100**, be passed.

Representative Gray moved the adoption of Floor Amendment No. 1 to **SB 100**.

Representative Gray moved to withdraw Floor Amendment No. 1 to **SB 100**. Agreed.

Representative Marzian moved the adoption of Floor Amendment No. 2 to **SB 100**.

Floor Amendment No. 2 to **SB 100** was rejected by voice vote.

Representative A. Arnold moved that **SB 100**, be passed.

On the roll call the vote was: **Yeas 84, Nays 8**. (See March 28, 2002, roll call on **SB 100** - Appendix.)

SB 100, was passed and the title agreed to.

Representative A. Arnold moved that the vote by which **SB 100**, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 232 with Senate Committee Substitute attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage for concurrence or non concurrence in Senate Amendment. Agreed.

The Senate Committee Substitute to **HB 232**, is as follows:

HB 232, AN ACT relating to the lottery.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

SECTION 1. A NEW SECTION OF KRS CHAPTER 154A IS CREATED TO READ AS FOLLOWS:

(1) Except for lottery vending machines located in factories or lottery vending machines located in package liquor stores, bars or taverns to which persons under the age of eighteen (18) years are not permitted access, a lottery retailer shall locate any vending machine from which lottery tickets are dispensed in the sight of the employees of the lottery retailer.

(2) The provisions of this section shall not apply to blind persons who operate vending machines as a part of a program established by federal or state law.

Section 2. KRS 154A.990 is amended to read as follows:

(1) ***(a)*** Any person who knowingly sells a lottery ticket to a person under eighteen (18) years of age shall be guilty of a violation for the first offense and for each subsequent offense shall be guilty of a Class B misdemeanor.

(b) Any lottery retailer who violates Section 1 of this Act shall be notified by the corporation in writing that the retailer shall have thirty (30) days in which to correct the violation. If at the end of that thirty (30) day period the violation is not corrected, the corporation shall remove all lottery vending machines from the retailer's premises.

(2) Any person who, with intent to defraud, falsely makes, alters, forges, utters, passes, or counterfeits a state lottery ticket shall be guilty of a Class C felony.

(3) Any person who influences or attempts to influence the winning of a prize through the use of coercion, fraud, deception, or tampering with lottery equipment or materials shall be guilty of a Class B felony.

(4) Any person who violates the provisions of KRS 154A.030(2) shall be guilty of a Class D felony and shall be removed from the board.

(5) Any person who violates the provisions of KRS 154A.080(2) shall be fined not less than five thousand dollars ($5,000) nor more than fifty thousand dollars ($50,000) and shall be guilty of a Class D felony.

(6) Any person who violates the provisions of KRS 154A.080(3) shall be guilty of a Class D felony.

(7) Any person who violates the provisions of KRS 154A.080(4) shall be guilty of a Class A misdemeanor.

(8) Any person, including any retailer and any officers, directors, or employees of a corporate retailer, any general partner or employee of a retailer which is a partnership or joint venture, or any owner or employee of a retailer which is a sole proprietorship, who willfully violates the provisions of KRS 154A.420(1) shall be fined not less than one thousand dollars ($1,000) nor more than ten thousand dollars ($10,000) and shall be guilty of a Class D felony.

(9) Any person who violates the provisions of KRS 154A.440(1) for the first offense shall be guilty of a violation and for each subsequent offense shall be guilty of a Class B misdemeanor.

(10) Any person violating KRS 154A.160(3) is guilty of a Class D felony.

(11) Any person who knowingly provides false or intentionally misleading information to the corporation in connection with a background investigation prior to employment pursuant to KRS 154A.080(5), an application for a lottery retailer certificate under KRS 154A.400, the corporation's investigation of prospective vendors pursuant to KRS 154A.600, or any investigation by the corporation's Division of Security shall be fined not less than one thousand dollars ($1,000) nor more than ten thousand dollars ($10,000), and shall be guilty of a Class D felony.

(12) Unless the corporation shall have promulgated administrative regulations governing its procurements under KRS 154A.120(1), the provisions of KRS 45A.990(1) to 45A.990(8) shall be deemed to apply to procurement activities conducted under this chapter which are governed by KRS Chapter 45A. If the corporation has promulgated administrative regulations governing its procurements, any person who willfully violates the administrative regulations shall be guilty of a Class A misdemeanor.

Representative Damron moved that the House concur in the Senate Committee Substitute to **HB 232**. Agreed.

Representative Damron moved that **HB 232**, by way of Senate Committee Substitute, be passed.

On the roll call the vote was: **Yeas 95, Nays 1**. (See March 28, 2002, Message received on roll call on **HB 232** - Appendix)

HB 232, by way of Senate Committee Substitute, was passed and the title agreed to.

Representative Damron moved that the vote by which **HB 232**, by way of Senate Committee Substitute, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 333, with Senate Floor Amendment attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage for concurrence or non concurrence in the Senate Amendment. Agreed.

The Senate Floor Amendment No. 1 to **HB 333** is as follows:

HB 333, On page 1, line 15 after "***court***" insert "***or legislative body of a consolidated local government, urban-county government, or charter government***"; and

On page 1, line 16 after "***jail***" insert "***or county correctional facility***".

Representative McKee moved that the House concur in Senate Floor Amendment No. 1 to **HB 333**. Agreed.

Representative McKee moved that **HB 333**, as amended, by the Senate, be passed.

On the roll call the vote was: **Yeas 99, Nays 0**. (See March 28, 2002, roll call on **HB 333** - Appendix)

HB 333, as amended, by the Senate, was passed and the title agreed to.

Representative McKee moved that the vote by which **HB 333**, as amended, by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 174 with Senate Committee Substitute and Senate Committee Amendments attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage for concurrence or non concurrence in Senate Amendments. Agreed.

The Senate Committee Substitute to **HB 174**, is as follows:

HB 174, AN ACT relating to environmental protection.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 224.43-010 is amended to read as follows:

(1) It is hereby declared to be the policy of this Commonwealth and the purpose of this chapter to provide for the management of solid waste, including reduction, collection, transportation, and disposal in a manner that will protect the public health and welfare, prevent the spread of disease and creation of nuisances, conserve our natural resources, and enhance the beauty and quality of our environment.

(2) It is the policy of the Commonwealth to limit and reduce the amount of solid waste disposed in municipal solid waste disposal facilities in the Commonwealth ***through reduction in the amount of waste generated, reuse of solid waste, waste recycling or yard waste composting, and resource recovery,*** and to encourage a regional approach to solid waste management.

(3) ***It is the policy of the Commonwealth that municipal solid waste disposal facilities that ceased accepting waste before July 12, 1992, undergo proper closure, characterization, and corrective action.***

(4) It is the policy of the Commonwealth that a comprehensive and integrated waste management system to handle solid waste is to be fostered. State policies and funding assistance shall reflect a preference for ***projects and practices consistent with the policies and goals established by this section and the following***[~~solid waste management practices according to the following priority~~]:

(a) ***Education of the citizens of the Commonwealth regarding proper disposal of waste;***

(b) Collection and proper disposal of all of solid waste for proper management;

(c) Elimination of illegal dumps throughout the Commonwealth; and

(d) Abatement of litter on state and county right-of-ways[~~Reduction in the amount of waste generated;~~

~~(b) Reuse of solid waste;~~

~~(c) Waste recycling or yard waste composting;~~

~~(d) Resource recovery through mixed municipal solid waste composting or incineration;~~

~~(e) Land disposal in publicly owned landfills or incineration of solid waste without energy recovery; and~~

~~(f) Land disposal in landfills other than publicly owned landfills~~].

(5)[~~(4)~~] It is *the policy of the Commonwealth that existing illegal open dumps be eliminated and that new open dumps be prevented*[~~further the goal of this Commonwealth that the amount by weight of municipal solid waste disposed at municipal solid waste disposal facilities shall be reduced by a minimum of twenty-five percent (25%) by July 1, 1997, as compared to fiscal year 1993 on a statewide per capita basis. However, credit shall be given for reductions achieved prior to 1993 when accurate measurements are available. The reduction goal shall not apply to special wastes as designated by KRS 224.50-760 or industrial solid waste~~].

(6) The General Assembly finds that counties and waste management districts, when enabled by complete and accurate information relating to the municipal solid waste collection and management practices within the solid waste management area, are in the best position to make plans for municipal solid waste collection services for its citizens. The General Assembly also finds that assistance from the cabinet, combined with state financial incentives, can aid counties and waste management districts with implementing solid waste management plans.

(7) The General Assembly finds that the goal of reducing the amount of solid waste disposed of in municipal solid waste disposal facilities cannot be achieved without first identifying the amount of municipal solid waste generated statewide per capita, including the waste now disposed in open dumps, and providing incentives for the elimination of existing open dumps and the prevention of new open dumps.

SECTION 2. A NEW SECTION OF SUBCHAPTER 43 OF KRS CHAPTER 224 IS CREATED TO READ AS FOLLOWS:

(1) A trust fund known as the Kentucky pride fund is hereby established in the State Treasury. The fund shall be used to accomplish the purposes established in Sections 1 and 3 to 6 of this Act. Any money accruing to the fund in any fiscal year shall not lapse but shall be carried forward to the next fiscal year. The fund may receive the proceeds of bond sales, state appropriations, gifts, grants, fines, fees, and federal funds. All interest earned on money in the fund shall be credited to the fund, and the fund shall not lapse but shall be carried forward in each fiscal year. Money in the fund is appropriated for the purposes provided for in Sections 1 and 3 to 6 of this Act.

(2) The cabinet shall administer the Kentucky pride fund as provided by this section and any administrative regulations promulgated pursuant thereto.

SECTION 3. A NEW SECTION OF SUBCHAPTER 43 OF KRS CHAPTER 224 IS CREATED TO READ AS FOLLOWS:

(1) The Kentucky Infrastructure Authority shall conduct the sale of bonds in the amount of forty-five million dollars ($45,000,000), and all proceeds from the issuance and sale of these bonds shall be deposited in the Kentucky pride fund established in Section 2 of this Act.

(2) As used in this section:

(a) "Environmental Remediation Fee" means a one dollar ($1) fee paid by generators of municipal solid waste and collected at transfer stations and municipal solid waste disposal facilities that is in addition to all other applicable fees and taxes assessed prior to January 1, 2003; and

(b) "Transfer station" means a facility permitted by the cabinet where municipal solid waste is transferred from one (1) vehicle to another for transportation to a municipal solid waste disposal facility.

(3) The environmental remediation fee levied under this section is in addition to all other applicable fees and taxes assessed prior to January 1, 2003. Notwithstanding any law, franchise, or contract to the contrary, the owner or operator of a transfer station or municipal solid waste disposal facility, or the person who collects municipal solid waste and delivers such municipal solid waste to a transfer station or municipal solid waste disposal facility may pass through and obtain from the generator any environmental remediation fee required under this section.

(4) Beginning January 1, 2003, an environmental remediation fee of one dollar ($1) per ton of municipal solid waste shall be paid by generators of municipal solid waste and collected by municipal solid waste transfer stations or municipal solid waste disposal facilities. No environmental remediation fee shall be collected at a municipal solid waste disposal facility on municipal solid waste that is transferred from a transfer station to the disposal facility.

(5) The proceeds from environmental impact fees shall be used first to pay debt service on bonds sold pursuant to subsection (1) of this section.

SECTION 4. A NEW SECTION OF SUBCHAPTER 43 OF KRS CHAPTER 224 IS CREATED TO READ AS

FOLLOWS:

(1) The cabinet shall administer the Kentucky pride fund as established by Section 2 of this Act and any administrative regulations promulgated pursuant thereto.

(2) Of money from the fund received by the cabinet, forty-five million dollars ($45,000,000) shall be retained by the cabinet, and used exclusively for:

(a) Undertaking, by contract, the proper closure, characterization, and corrective action for municipal solid waste disposal facilities that ceased accepting waste before July 1, 1992. This includes identification of the facilities, prioritization of the facilities for expenditure of funds, and design and implementation of proper closure, characterization, and corrective action for the facilities; and

(b) The elimination of illegal open dumps in the counties of the Commonwealth.

Section 5. KRS 224.43-310 is amended to read as follows:

(1) The Natural Resources and Environmental Protection Cabinet of the Commonwealth of Kentucky is designated as the official planning and management agency of the Commonwealth of Kentucky in the field of solid waste. The cabinet shall have primary responsibility for coordinating the solid waste planning and management activities of waste management districts, counties, cities, area development districts, and any combination thereof and for the approval of solid waste management facilities. In doing so it shall be the goal of the cabinet to reduce the amount of solid waste disposed in municipal solid waste disposal facilities within the Commonwealth and to encourage regional management of solid waste.

(2) The cabinet shall have the primary responsibility to develop, review, report on, and triennially update a statewide solid waste reduction and management plan. A draft plan shall be prepared and made available for public inspection by December 1, 1991; a proposed final plan shall be submitted to the General Assembly by February 1, 1992; and a final plan shall be submitted to the General Assembly by March 1, 1992. The plan shall be designed to address the following:

(a) Coordination of area plans and provision of support for area planning efforts;

(b) *Elimination of existing open dumps and prevention of new open dumps;*

(c) Proper closure, characterization, and corrective action for municipal solid waste disposal facilities that ceased accepting waste before July 1, 1992;

(d) Reductions in solid waste disposed in municipal solid waste disposal facilities within the Commonwealth by actively promoting reuse and reduction consistent with the *policies and* goals established by KRS 224.43-010;

(e)[~~(c)~~] Adequate capacity exists for recycling or disposal of solid waste generated within the Commonwealth for[~~ a~~] five (5), ten (10), and twenty (20) year *planning periods*[~~period~~];

(f)[~~(d)~~] *Maintenance of* disposal capacity for solid waste generated in the Commonwealth[~~ is maintained~~] if the cabinet acts to close a solid waste management facility;

(g)[~~(e)~~] *Encouragement of* regional alternatives for waste reduction and management[~~ are encouraged~~] in the planning process;

(h)[~~(f)~~] Priority in grants and loans[~~ is afforded~~] for *projects and practices consistent with the policies and goals established by Section 1 of this Act*[~~regional waste reduction and management alternatives~~];

(i)[~~(g)~~] *Minimum standards and procedures for* solid waste management plans *as*[~~meet minimum standards and procedures~~] established by the cabinet in administrative regulations;

(j)[~~(h)~~] A description of the status of solid waste reduction and management efforts in Kentucky;

(k)[~~(i)~~] Identification of state actions and responsibilities necessary to implement this chapter; and

(l)[~~(j)~~] Identification of problems impeding the attainment of the policies and goals of this chapter.

(3) The *statewide solid waste reduction and management* plan shall not establish maximum disposal capacity limitations for the Commonwealth.

(4) The cabinet, beginning July 1, 1992, shall report annually to the Governor and to the General Assembly on the status of solid waste management in the Commonwealth. The report filed July 1, 1992, shall present the current status of solid waste planning and management in the Commonwealth. Subsequent annual reports shall include, but not be limited to:

(a) The status of solid waste planning and management;

(b) The number and types of recycling and solid waste management facilities in the Commonwealth;

(c) *The status of actions taken to:*

1. Eliminate existing open dumps and prevent new open dumps; and

2. Undertake proper closure, characterization, and corrective action for municipal solid waste disposal facilities that ceased accepting waste before July 1, 1992;

(d) The remaining permitted capacity of each permitted solid waste management facility;

(e)[~~(d)~~] The number and types of solid waste grants or loans made to cities, counties, waste management districts, and area development districts;

(f)~~[(e)]~~ A compilation and analysis of solid waste reduction and management data provided to the cabinet;

(g)~~[(f)]~~ A statement of progress achieved in meeting the *policies and* goals established by KRS 224.43-010;

(h)~~[(g)]~~ A statement of progress achieved in solid waste management education;

(i)~~[(h)]~~ A statement of progress achieved in establishing regional solid waste management approaches;

(j)~~[(i)]~~ Any revisions in the statewide solid waste reduction and management plan; and

(k)~~[(j)]~~ Recommendations for improving the reduction and management of solid waste in the Commonwealth.

(5) *On March 1 of each year*~~[Beginning January 1, 1993]~~, each governing body shall report annually to the cabinet on the status of solid waste management in its area. The annual report shall include, but not be limited to:

(a) The amount of in-area and out-of-area municipal solid waste disposed in municipal solid waste disposal facilities in the area;

(b) The~~[progress on the reduction in municipal solid waste disposal in the area since the previous reporting period and]~~ total cumulative progress made toward meeting the *policies and goals established by*~~[state reduction goal described in]~~ KRS 224.43-010;

(c) The remaining permitted capacity of disposal facilities;

(d) Recycling and composting activities in existence;

(e) Public information and education activities during the reporting period *including public campaigns urging participation in a municipal solid waste collection system and public campaigns promoting anti-litter and anti-dumping behavior with an accounting by the governing body of funds spent, labor expended, volunteer time and money expended, and an estimation of the campaign's effect*;

(f) *The number of households within the area served by the governing body and the methods of public or private municipal solid waste collection available to them, the cost to the households using the collection system, the percentage of households using each method of municipal solid waste collection available to them, the cost to the governing body of providing a municipal solid waste collection system, how the cost is paid for by the governing body, and the percentage of the cost that is recovered through service fees, including a complete accounting for collected fees, uncollected fees, and success in recovering uncollected fees;*

(g) Progress made since the last report on cleaning up illegal open dumps, including the number of open dumps eliminated since the last report or the last solid waste management plan revision, the total and average cost per open dump elimination, and identification of new open dumps or cleaned up open dumps that have been used again for illegal dumping;

(h) Fees for solid waste management assessed and collected;~~[and]~~

(i) Costs of any projects undertaken pursuant to the solid waste management plan; and

(j)~~[(g)]~~ Any other pertinent information as may be required by the cabinet.

~~[(6) There is created a Solid Waste Reduction and Management Plan Advisory Committee to advise and review a draft and final solid waste reduction and management plan and any amendments of the plan prepared by the cabinet under subsection (2) of this section.~~

~~(7) The Solid Waste Reduction and Management Plan Advisory Committee shall consist of the secretary of the Natural Resources and Environmental Protection Cabinet or his designee who shall serve as chairman, one (1) member of the Senate to be appointed by the President, one (1) member of the House of Representatives to be appointed by the Speaker of the House of Representatives, and nine (9) members to be appointed by the Governor as follows:~~

~~(a) Two (2) members shall represent the interest of counties;~~

~~(b) Two (2) members shall represent the interests of cities, one (1) from a first or second class city or urban county government and one (1) from either a third, fourth, fifth, or sixth class city;~~

~~(c) One (1) member shall represent the interests of industrial generators of solid wastes;~~

~~(d) One (1) member shall represent the private recycling industry;~~

~~(e) One (1) member shall represent the private solid waste disposal industry;~~

~~(f) One (1) member shall be from a statewide environmental advocacy organization; and~~

~~(g) One (1) member shall represent the public at large.~~

~~(8) Vacancies on the committee shall be filled in the same manner as the original appointment occurred.~~

~~(9) Nonlegislative members of the committee shall serve without pay and shall receive their reasonable and necessary expenses in connection with the performance of their duties.~~

~~(10) The committee shall meet at the call of the chairman. The committee may hold public hearings or make site visits as necessary. A quorum of its members is necessary to take action on any matter. A majority vote of the total members present must approve any action.~~

~~(11) Following adoption of the statewide solid waste reduction and management plan, the committee shall remain in service to~~

~~provide guidance and advice to the cabinet in the implementation of the plan. The committee shall no longer remain in service after the 1994 General Assembly unless the 1994 General Assembly takes action to continue the committee.~~]

Section 6. KRS 224.43-315 is amended to read as follows:

(1) Each county shall provide a universal collection program by ***October 1, 2003***[~~July 1, 1994~~], for all municipal solid waste generated within the county. ***Universal collection programs in existence on the effective date of this Act shall continue in effect until the universal collection program required by this section is provided.*** Collection programs may include ***one (1) or more of the following options***:

- (a) Door-to-door household collection: Collection service may be provided by the county, by contract, or franchise***;***[~~. When door-to-door collection is provided by contract, or franchise, or under local permit, the county shall require reports from the entity providing collection to document the rate of collection.~~]
- (b) Direct haul to staffed convenience centers or staffed transfer facilities within the county: The county may allow residents to haul their waste directly to cabinet-approved staffed convenience centers or staffed transfer facilities within the county. The number of convenience centers and transfer facilities shall be adequate to assure reasonable convenience***; and***[~~. When the collection program is provided by another entity through contract or franchise, the county shall require reports from the entity providing collection to document the rate of collection; or~~]
- (c) Other alternatives proposed by counties: Counties may propose other alternatives ***including subscription service and unstaffed convenience centers,*** and the cabinet shall approve same as long as the county can demonstrate that all of its citizens are being given access to the solid waste collection system which is proposed.

(2) ***Beginning October 1, 2003, all persons providing collection service, including collection for the purpose of recycling, shall register annually with the counties in which they provide the service.***

(3) Beginning March 1, 2004, all persons providing collection service, including collection for the purpose of recycling, shall report annually to the counties in which they provide the service. The reports shall include:

- ***(a) The number of households, businesses, and industries from which municipal solid waste was being collected on October 1 of the previous year;***
- ***(b) The amount of municipal solid waste collected for disposal during the previous calendar year;***
- ***(c) The amount of municipal solid waste collected for recycling, by volume, weight, or number of items during the previous calendar year; and***
- ***(d) The types of items collected for recycling.***

(4) The county shall submit an annual report to the cabinet and to any waste management district of which it is a member detailing its solid waste collection activities in accordance with ***this section and any*** requirements established by the cabinet by administrative regulation.

(5)[~~(3)~~] The county may enter into agreements with any person for the performance of the responsibilities described in this section, including cities within its geographic boundaries, but the county shall be responsible for providing the universal collection program described in this section, except any city of the first or second class having sole responsibility for developing its portion of the solid waste plan shall be responsible for providing the universal collection within its jurisdiction, and except any city contracting for the collection of its solid waste on February 26, 1991, may continue to contract for the collection of its solid waste if the contract provides for disposal in accordance with the area solid waste management plan.

(6)[~~(4)~~] If a county or city fails to comply with the provisions of this section, the Commonwealth shall not endorse projects that generate solid waste under the Kentucky intergovernmental review process for the county or city.

(7)[~~(5)~~] A commercial or industrial entity which transports or contracts for the transport of the municipal solid waste it generates or which operates an industrial solid waste management facility for its exclusive use may be excluded from participation in the universal collection program***, if the commercial or industrial entity demonstrates to the county that the solid waste generated is disposed of in accordance with applicable statutes and administrative regulations***.

Section 7. KRS 30A.190 is amended to read as follows:

All fees, fines, forfeitures, and costs in any District Court or Circuit Court case shall be collected and accounted for by the Circuit Court clerk and paid into the State Treasury, except that sixty percent (60%) of any fines imposed for the violation of KRS Chapter 150 or KRS Chapter 235 shall when collected be paid into the fish and game fund***, sixty percent (60%) of any fines imposed for the violation of Sections 8, 9, or 10 of this Act shall when collected be paid to the county in which the violation occurred, and forty percent (40%) of any fines imposed for the violation of Sections 8, 9, or 10 of this Act shall when collected be paid to the agency issuing the citation***.

Section 8. KRS 433.753 is amended to read as follows:

(1) When any paper, waste material, litter or other refuse is thrown or dropped from a motor vehicle, the operator thereof shall be deemed prima facie to be guilty of criminal littering.

(2) It shall be the duty of the Kentucky State Police, county sheriffs and police officers, ***solid waste coordinators appointed by a county or waste management district,*** city police officers, and all other law enforcement and peace officers within their

respective jurisdictions, to enforce the criminal littering laws.

(3) Any city or county may offer and pay rewards for the giving of information leading to the arrest and conviction of any person, firm or corporation for commission of the offense of criminal littering.

(4) Violators may prepay to the Circuit Court clerk if prepayment is so noted on the citation and if the littering offense is not combined with an offense that is not prepayable.

Section 9. KRS 433.757 is amended to read as follows:

(1) When any litter as defined in KRS 512.010 is thrown or dropped from a motorboat or vessel as defined in KRS 235.010, the operator thereof shall be deemed prima facie to have violated KRS 512.070.

(2) It shall be the duty of officers of the Department of Fish and Wildlife Resources as provided in KRS 235.010 and KRS Chapter 150 and all other law enforcement and peace officers of the Commonwealth and its political subdivisions ***and solid waste coordinators*** to enforce the provisions of KRS 512.070.

(3) Any city or county may offer and pay rewards for the giving of information leading to the arrest and conviction of any person, firm, or corporation for a violation of KRS 512.070.

(4) Violators may prepay to the Circuit Court clerk if prepayment is so noted on the citation and if the littering offense is not combined with an offense that is not prepayable.

Section 10. KRS 512.070 is amended to read as follows:

(1) A person is guilty of criminal littering when he:

(a) Drops or permits to drop on a highway any destructive or injurious material and does not immediately remove it; or

(b) Knowingly places or throws litter on any public or private property or in any public or private water without permission; or

(c) Negligently places or throws glass or other dangerous pointed or edged substances on or adjacent to water to which the public has access for swimming or wading or on or within fifty (50) feet of a public highway; or

(d) Discharges sewage, minerals, oil products or litter into any public waters or lakes within the state.

(2) Criminal littering is a Class A misdemeanor.

(3) Violators may prepay to the Circuit Court clerk if prepayment is so noted on the citation and if the littering offense is not combined with an offense that is not prepayable.

Section 11. KRS 109.0415 is amended to read as follows:

(1) As to any county for which an initial county or area solid waste management plan was not approved by the cabinet as of March 15, 1992, a county solid waste management plan submitted to the cabinet shall not become effective if fifty-one (51) percent of the registered voters eligible to vote in the last Presidential election sign and file a petition with the county clerk and the cabinet requesting submission of the plan to voter approval. The petition shall be filed within one hundred fifty (150) days of the fiscal court vote approving the plan.

(2) If the county clerk determines that the petition is in proper order, the clerk shall certify the petition to the fiscal court. The fiscal court shall direct that the question be placed before the voters at a special election held less than sixty (60) days from the certification of the petition. The fiscal court shall bear the costs of advertising and placing the question before the voters.

(3) The county clerk shall advertise the question as provided in KRS Chapter 424 and shall instruct the voters to vote "yes" or "no" on acceptance of the solid waste management plan. The results of the vote shall be certified to the fiscal court of the county and the cabinet. The cabinet shall not approve a county solid waste management plan if at least sixty (60) percent of those voting vote "no."

(4) The provisions of this section shall not apply to any subsequent plan submitted by any county.

~~[(5) For the purposes of subsection (1) of this section, "initial" means the first part of the solid waste management plan described in KRS 224.43-345(2). For the purposes of subsection (4) of this section, "subsequent" means the second part of the plan described in KRS 224.43-345(2), or any amendments to the first part of the plan.]~~

Section 12. KRS 431.100 is amended to read as follows:

(1) Except as provided in this section, all fines and forfeitures imposed by law or ordinance shall inure to and vest in the Commonwealth.

(2) Fines and forfeitures imposed by law for violation of KRS 222.202 or ordinances relating to similar subject matter shall inure to and vest in the Commonwealth and shall be placed in a special fund in the State Treasury, which shall not lapse, and which, effective July 1, 1987, shall be used solely by the Cabinet for Health Services for the provision of treatment and counseling programs for alcoholics.

(3) ***Sixty percent (60%) of*** fines for violation of KRS 512.070 shall ***when collected,*** be transferred by the circuit clerk to the county treasurer for inclusion in the general fund of the county in which the offense occurs ***and forty percent (40%) shall be transferred to the agency that issued the citation***.

(4) Court costs assessed pursuant to KRS 610.360 shall be placed in a trust and agency account in the State Treasury which

shall be subject to appropriation by the General Assembly for the purposes of providing services and programs and for matching funds for grants for providing services and programs to juvenile public offenders.

(5) The court shall not order a fine, forfeiture, service fee, cost, or any other money due the state or any other public officer paid to any person or organization other than one specifically required by statute nor shall a court suspend payment of a fine, forfeiture, service fee, cost, or any other money due the state if the defendant makes a payment to another person or organization.

Section 13. KRS 109.011 is amended to read as follows:

The General Assembly of the Commonwealth of Kentucky hereby finds, determines, and declares, as follows:

(1) That an ever-increasing volume of solid waste both within and outside the Commonwealth is being generated as a result of increasing economic and commercial activity, continuing technological progress, and changes in methods of manufacturing, packaging, and marketing of consumer products, which results in additional solid wastes discarded by the users of these products;

(2) That the continued economic and population growth of the Commonwealth has required increased industrial and commercial expansion and has made necessary the demolition of obsolete structures, the construction of new structures, the provision of highways and other avenues of transportation, and the construction and installation of public works which, together with pre-existing commercial, industrial, and agricultural operations, have resulted in the generation of further volumes of solid waste;

(3) That the handling of solid wastes has been primarily carried out through the dumping of wastes on open soil and in landfills, which in some cases are inimical to the public health, safety, and welfare;

(4) That by the enactment by the Congress of the United States of the Resource Conservation and Recovery Act of 1976 (Public Law 94-580), as amended, the collection, sanitary disposal, and recovery of solid waste has been determined to be a matter of nationwide importance, recognizing that the management of solid waste should continue to be primarily the function of state, regional, and local agencies; and that pursuant to this federal law, the Commonwealth has taken and will take certain actions in respect to the planning and implementation of solid waste plans within the guidelines of time requirements set forth in this federal law;

(5) That as a result of the conditions described in the foregoing findings, problems of solid waste collection, management, and treatment, and resource recovery activities in connection therewith have become a matter of statewide concern necessitating action by the General Assembly to:

(a) Enable responsible planning and management agencies to be created to define solid waste management requirements, with all of the foregoing subject to regulation by the Natural Resources and Environmental Protection Cabinet;

(b) Assist those units of government primarily responsible for the management of solid waste and the acquisition, financing and operation of facilities to dispose of solid waste to fulfill their functions in a responsible and proper manner with primary emphasis on the regionalization of these functions; and

(c) Reduce the amount of solid waste generated and disposed in Kentucky;

(6) That it is the intent of the General Assembly of the Commonwealth of Kentucky that the primary responsibility for adequate solid waste collection, management, treatment, disposal, and resource recovery shall rest with combinations of counties and waste management districts, subject to standards set by administrative regulations adopted by the Natural Resources and Environmental Protection Cabinet. In those cities currently operating solid waste management systems, the city and county may assume joint responsibility of preparing a solid waste management plan. If it is in the best public interest to do so and with the mutual agreement of both the county and city, a county may delegate responsibility for adequate collection, management, treatment, disposal, or materials recovery to a city. This delegation of responsibility is contingent upon the approval of a solid waste management plan by the cabinet. The purpose of delegating responsibilities shall be to effectuate the safe and sanitary management, use, and handling of solid waste, the protection of the health, welfare, and safety of the citizens and inhabitants of the Commonwealth, and for making the most efficient use of all resources for the benefit of the citizens and inhabitants of the Commonwealth;

(7) That the General Assembly recognizes the generation of solid waste is inevitable, but much of it is unnecessary and should be discouraged. However, where solid waste does exist, it should be considered to the extent possible as a valuable resource, and be made use of wherever and whenever desirable and economically justifiable. Therefore, it shall be the policy of the Commonwealth to, above all things, encourage resource conservation and preservation of our natural resources before waste contributes in a needless fashion to the volumes of solid waste and litter produced by our society; but in dealing with existing solid waste, materials recovery from the solid waste stream is deemed to be the most environmentally sound alternative for handling waste;

(8) It is not the intent of this chapter to prohibit or discourage the participation of the private sector in any aspect of solid waste management. Moreover, it is preferable for solid waste management functions to be performed by the private sector when it is in the best interests of the public and conforms with the policies and provisions in this chapter;

(9) It is the intent of the General Assembly that counties and waste management districts cooperate to develop and implement the solid waste management plans mandated by KRS Chapter 224 and the administrative regulations adopted by the

cabinet with the goal of regionalizing the management of solid waste;

(10) It is the intent of the General Assembly that waste requiring disposal in municipal solid waste disposal facilities be reduced and that solid waste be managed in an environmentally protective manner;

(11) Notwithstanding any provision of KRS Chapters 82, 83, and 94, it is the intent of the General Assembly that this chapter and KRS 67.083(3)(o) provide counties with authority to develop a solid waste management system for solid waste generated within the geographical boundaries of the county, consistent with the provisions of this chapter and KRS Chapter 224. It is further the intent of the General Assembly that cities be authorized to finance, own, and operate solid waste management systems with the consent of the county or by contract with the county, except that in the event a county fails to submit a solid waste management plan pursuant to KRS Chapter 224 cities may proceed to develop solid waste management systems consistent with administrative regulations adopted by the cabinet pursuant to KRS Chapter 224. Cities that develop solid waste management facilities pursuant to this section shall have all the powers and restrictions set forth for counties in KRS 109.041, 109.056, ***and*** 109.059[~~, and 109.062~~]; and

(12) It is the intent of the General Assembly that waste management districts which are formed and operated under this chapter shall comply with the standards set by administrative regulations adopted by the cabinet pursuant to KRS Chapter 224.

Section 14. KRS 109.041 is amended to read as follows:

(1) In addition to all other powers enumerated in Chapter 67 and other sections of the Kentucky Revised Statutes, counties, acting by and through their fiscal courts, may own and hold the permit for, plan, initiate, acquire, construct, and maintain solid waste management facilities, enter into contracts or leases with private parties for the design, construction, or operation of a publicly-owned solid waste management facility, and adopt administrative regulations with respect thereto in accordance with this chapter. It is hereby determined and declared that in the implementation, acquisition, financing, and maintenance of solid waste management facilities, and in the enforcement of their use, counties will be performing state functions duly delegated to them for the public welfare. In such regard, the right of counties to condemn land necessary for the acquisition of solid waste management facilities pursuant to the Eminent Domain Act of Kentucky and to exercise the police power in respect thereto is confirmed. Any county may contract with third parties for the management by public or private means of solid waste within the county.

(2) No solid waste management facility shall be acquired and constructed until the construction thereof has been approved in writing by the cabinet. Planning for a solid waste management facility shall be conducted in accordance with the policy set forth in KRS 109.011(7) and KRS Chapter 224.

(3) [~~Except as provided in KRS 109.062, ~~]No county or waste management district shall prohibit or otherwise restrict materials recovery by:

(a) Any materials recovery operation in existence in the county or district on the effective date of the mandatory program;

(b) Any person supplying material to materials recovery operations on the effective date of the mandatory program;

(c) Any new materials recovery operation that reclaims the same type of materials as materials recovery operations included in paragraph (a) of this subsection;

(d) Any new suppliers to materials recovery operations included in paragraphs (a) and (c) of this subsection;

(e) Any materials recovery operation for glass, plastic, or metal beverage containers, unless a commitment has been made by a local government or other political subdivision of the state, by ordinance or contract, to a solid waste project consistent with the provisions of this chapter, that is dependent upon the materials recovery of glass, plastic, or metal beverage containers to meet its financial obligations for said project, and such commitment has been made prior to the operation of any other such materials recovery facility in the county or district; or

(f) Any other materials recovery operation within the county or district not included in paragraphs (a) through (e) of this subsection or the supply of materials to such operation unless it is established that such operation would jeopardize the ability of a local government or other political subdivision of the state to meet financial obligations incurred in the maintenance, operation, or amortization of capital acquisition costs for a solid waste management facility.

(4) Notwithstanding any other provision of the Kentucky Revised Statutes to the contrary, no county or waste management district shall regulate special wastes as defined in KRS 224.50-760, other than sludge from water and waste water treatment facilities as it pertains to landfarming, or solid waste from agricultural or mining operations.

(5) Any county undertaking the planning, implementation, construction, installation, acquisition, and financing of a solid waste management facility pursuant to this chapter shall have the authority set forth in Chapter 58 of the Kentucky Revised Statutes concerning the financing of such solid waste management facility, including the authority to promulgate, enforce, and collect reasonable rates, rentals, and charges for the use of such solid waste management facility.

(6) Bonds authorized to be issued by any county pursuant to the authority of this chapter for the financing of solid waste management facilities may be sold at either private or public sale as may in the sound discretion of the county be in the best interests of the county.

(7) Any county undertaking solid waste management pursuant to the provisions of this chapter may contract with any person

for the provision of solid waste management services. A county may contract with any city to provide solid waste management services or may delegate the responsibility for solid waste management within incorporated areas to a city when the city agrees to assume such responsibility. In connection with solid waste management, any county may enter into contracts with any person for any term of years.

(8) Counties are authorized to charge a reasonable fee to transporters for the handling of their waste at a solid waste management facility approved by the cabinet.

(9) Counties are authorized to sell or market materials and energy recovered from solid waste and to enter into long-term contracts guaranteeing supply to insure markets for the sale of recovered products.

(10) In carrying out the provisions of this chapter, counties shall be subject to standards set by regulations adopted by the cabinet on waste management pursuant to KRS Chapter 224.

(11) No county or waste management district shall prohibit long-term contracts by ordinance or other means.

(12) Counties are expressly authorized in addition to the powers enumerated in KRS Chapter 65 and this chapter to contract with one another in order to regionalize solid waste management to the maximum extent practicable.

(13) Notwithstanding any other provision of law, a fiscal court may, by ordinance, create a solid waste district to exercise the powers of the county pursuant to this chapter, except that a district created for this purpose shall not levy or collect ad valorem property taxes.

Section 15. KRS 224A.011 is amended to read as follows:

As used in this chapter, unless the context requires otherwise:

(1) "Administrative fee" means a fee assessed and collected by the authority from borrowers under assistance agreements, to be used for operational expenses of the authority.

(2) "Applicable interest rate" means the rate of interest which shall be used as part of the repayment criteria for an assistance agreement between a governmental agency and the authority, and shall be determined by the authority pertinent to the source of funds from which the assistance agreement is funded.

(3) "Assistance agreement" means the agreement to be made and entered into by and between a governmental agency and the authority, as authorized by this chapter, providing for a lease, loan, services, or grant to the governmental agency or for the purchase of obligations issued by the governmental agency, and for the repayment thereof to the authority by the governmental agency.

(4) "Authority" means the Kentucky Infrastructure Authority, which is created by this chapter.

(5) "Authority revenues" means the totality of all:

(a) Service charges;

(b) Utility tax receipts, to the extent not otherwise committed and budgeted by the authority during any fiscal period of the authority;

(c) Any gifts, grants, or loans received, to the extent not otherwise required to be applied;

(d) Any and all appropriations made to the authority by the General Assembly of the Commonwealth of Kentucky, to the extent not otherwise required to be applied;

(e) All moneys received in repayment of and for interest on any loans made by the authority to a governmental agency, except as provided in KRS 224A.111, 224A.1115, ***and*** 224A.112,~~[and 224A.270,]~~ or as principal of and interest on any obligations issued by a governmental agency and purchased by the authority, or as receipts under any assistance agreement;

(f) The proceeds of bonds or long-term debt obligations of governmental agencies pledged to the payment of bond anticipation notes issued by the authority on behalf of the said governmental agency to provide interim construction financing; and

(g) Payments under agreements with any agencies of the state and federal government.

(6) "Borrower or borrowing entity" means any agency of the state or its political subdivisions, any city, or any special district created under the laws of the state acting individually or jointly under interagency or interlocal cooperative agreements to enter into assistance agreements with the authority.

(7) "Community flood damage abatement project" means any structural or nonstructural study, plan, design, construction, development, improvement, or other activity to provide for flood control.

(8) "Construction" means and includes, but is not limited to:

(a) Preliminary planning to determine the economic and engineering feasibility of infrastructure projects, the engineering, architectural, legal, fiscal, and economic investigations, and studies necessary thereto, and surveys, designs, plans, working drawings, specifications, procedures, and other actions necessary to the construction of infrastructure or solid waste projects;

(b) The erection, building, acquisition, alteration, remodeling, improvement, or extension of infrastructure or solid waste projects; and

(c) The inspection and supervision of the construction of infrastructure or solid waste projects and all costs incidental to the acquisition and financing of same. This term shall also relate to and mean any other physical devices or appurtenances in connection with, or reasonably attendant to, infrastructure or solid waste projects.

(9) "Dams" means any artificial barrier, including appurtenant works, which does or can impound or divert water, and which either:

(a) Is or will be twenty-five (25) feet or more in height from the natural bed of the stream or watercourse at the downstream toe of the barrier, as determined by the natural resources cabinet; or

(b) Has or will have an impounding capacity at maximum water storage elevation of fifty (50) acre feet or more.

(10) "Distribution facilities" means all or any part of any facilities, devices, and systems used and useful in obtaining, pumping, storing, treating, and distributing water for agricultural, industrial, commercial, recreational, public, and domestic use.

(11) "Federal act" means the Federal Clean Water Act (33 U.S.C. secs. 1251 et seq.) as said federal act may be amended from time to time in the future, or any other enactment of the United States Congress providing funds that may assist in carrying out the purposes of the authority.

(12) "Federally assisted wastewater revolving fund" means that fund which will receive federal and state funds or the proceeds from the sale of revenue bonds of the authority for the purpose of providing loans to finance construction of publicly owned treatment works as defined in Section 212 of the federal act and for the implementation of a management program established under Section 319 of the federal act and for the development and implementation of a conservation and management plan under Section 320 of the federal act.

(13) "Governmental agency" means any incorporated city or municipal corporation, or other agency, or unit of government within or a department or a cabinet of the Commonwealth of Kentucky, now having or hereafter granted, the authority and power to finance, acquire, construct, or operate infrastructure or solid waste projects. This definition shall specifically apply, but not by way of limitation, to incorporated cities; counties, including any counties containing a metropolitan sewer district; sanitation districts; water districts; water associations if these associations are permitted to issue interest-bearing obligations which interest would be excludable from gross income under Section 103 of the Internal Revenue Code of 1986 as amended; sewer construction districts; metropolitan sewer districts; sanitation taxing districts; and any other agencies, commissions, districts, or authorities (either acting alone, or in combination with one another in accordance with any regional or area compact, or intergovernmental cooperative agreements), now or hereafter established in accordance with the laws of the Commonwealth of Kentucky having and possessing the described powers described in this subsection.

(14) "Industrial waste" means any liquid, gaseous, or solid waste substances resulting from any process of industry, manufacture, trade, or business, or from the mining or taking, development, processing, or recovery of any natural resources, including heat and radioactivity, together with any sewage as is present therein, which pollutes the waters of the state, and specifically, but not by way of limitation, means heat or thermal differentials created in the waters of the state by any industrial processing, generating, or manufacturing processes.

(15) "Infrastructure project" means any construction or acquisition of treatment works, distribution facilities, or water resources projects instituted by a governmental agency or an investor-owned water utility which is approved by the authority and, if required, by the natural resources cabinet, Public Service Commission, or other agency; solid waste projects; dams; storm water control and treatment systems; gas or electric utility; or any other public utility or public service project which the authority finds would assist in carrying out the purposes set out in KRS 224A.300.

(16) "Infrastructure revolving fund" means that fund which will receive state funds, the proceeds from the sale of revenue bonds of the authority or other moneys earmarked for that fund for the purpose of providing loans or grants to finance construction or acquisition of infrastructure projects as defined in this section.

(17) "Loan or grant" means moneys to be made available to governmental agencies by the authority for the purpose of defraying all or any part of the total costs incidental to construction or acquisition of any infrastructure project.

(18) "Market interest rate" means the interest rate determined by the authority under existing market conditions at the time the authority shall provide financial assistance to a governmental agency.

(19) "Natural resources cabinet" means the Kentucky Natural Resources and Environmental Protection Cabinet, or its successor, said term being meant to relate specifically to the state agency which is designated as the water pollution agency for the Commonwealth of Kentucky, for purposes of the federal act.

(20) "Obligation of a governmental agency" means a revenue bond, bond anticipation note, revenue anticipation note, lease, or other obligation issued by a governmental agency under KRS 58.010 et seq. or other applicable statutes.

(21) "Person" means any individual, firm, partnership, association, corporation, or governmental agency.

(22) "Pollution" means the placing of any noxious or deleterious substances ("pollutants"), including sewage and industrial wastes, in any waters of the state or affecting the properties of any waters of the state in a manner which renders the waters harmful or inimical to the public health or to animal or aquatic life, or to the use, present or future, of these waters for domestic water supply, industrial or agricultural purposes, or recreational purposes.

(23) "Prioritization schedules" means the list of wastewater treatment works, distribution facilities and water resources projects

which the natural resources cabinet has evaluated and determined to be of priority for receiving financial assistance from the federally assisted wastewater revolving fund and the federally assisted drinking water revolving fund, or the list of infrastructure projects which the authority has evaluated and determined to be of priority for receiving financial aid from the infrastructure revolving fund. The evaluation by the authority of infrastructure projects for water systems shall be undertaken with input from the appropriate area development district.

(24) "Solid waste project" means construction, renovation, or acquisition of a solid waste facility which shall be instituted and owned by a governmental agency.

(25) "Recovered material" means those materials which have known current use, reuse, or recycling potential, which can be feasibly used, reused, or recycled, and which have been diverted or removed from the solid waste stream for sale, use, reuse, or recycling, whether or not requiring subsequent separation and processing but does not include materials diverted or removed for purposes of energy recovery or combustion except refuse-derived fuel (RDF), which shall be credited as a recovered material in an amount equal to that percentage of the municipal solid waste received on a daily basis at the processing facility and processed into RDF; but not to exceed fifteen percent (15%) of the total amount of the municipal solid waste received at the processing facility on a daily basis.

(26) "Recovered material processing facility" means a facility engaged solely in the storage, processing, and resale or reuse of recovered material but does not mean a solid waste facility if solid waste generated by a recovered material processing facility is managed in accordance with KRS Chapter 224 and administrative regulations adopted by the cabinet.

(27) "Revenue bonds" means special obligation bonds issued by the authority as provided by the provisions of this chapter, which are not direct or general obligations of the state, and which are payable only from a pledge of, and lien upon, authority revenues as provided in the resolution authorizing the issuance of the bonds, and shall include revenue bond anticipation notes.

(28) "Service charge" means any monthly, quarterly, semiannual, or annual charge to be imposed by a governmental agency, or by the authority, for any infrastructure project financed by the authority, which service charge arises by reason of the existence of, and requirements of, any assistance agreement.

(29) "Sewage" means any of the waste products or excrements, or other discharges from the bodies of human beings or animals, which pollute the waters of the state.

(30) "Solid waste" means "solid waste" as defined by KRS 224.01-010(31)(a).

(31) "Solid waste facility" means any facility for collection, handling, storage, transportation, transfer, processing, treatment, or disposal of solid waste, whether the facility is associated with facilities generating the waste or otherwise, but does not include a container located on property where the waste is generated and which is used solely for the purpose of collection and temporary storage of that solid waste prior to off-site disposal, or a recovered material processing facility.

(32) "Solid waste revolving fund" means that fund which shall receive state funds, the proceeds from the sale of revenue bonds of the authority, or other moneys earmarked for the purpose of providing loans or grants to finance solid waste projects defined in this section.

(33) "State" means the Commonwealth of Kentucky.

(34) "System" means the system owned and operated by a governmental agency with respect to solid waste projects, treatment works, or infrastructure projects financed as provided by the assistance agreement between the governmental agency and the authority.

(35) "Treatment works" or "wastewater treatment works" means all or any part of any facilities, devices, and systems used and useful in the storage, treatment, recycling, and reclamation of wastewater or the abatement of pollution, including facilities for the treatment, neutralization, disposal of, stabilization, collecting, segregating, or holding of wastewater, including without limiting the generality of the foregoing, intercepting sewers, outfall sewers, pumping power stations, and other equipment and their appurtenances; extensions, improvements, remodeling, additions, and alterations thereof, and any wastewater treatment works, including site acquisition of the land that will be an integral part of the wastewater treatment process, or is used for ultimate disposal of residues resulting from wastewater treatment, together with any other facilities which are deemed to be treatment works in accordance with the federal act.

(36) "Variable rate revenue bonds" means revenue bonds the rate of interest on which fluctuates either automatically by reference to a predetermined formula or index or in accordance with the standards set forth in KRS 224A.120.

(37) "Wastewater" means any water or liquid substance containing sewage, industrial waste, or other pollutants or contaminants derived from the prior use of these waters.

(38) "Water resources" means all waters of the state occurring on the surface, in natural or artificial channels, lakes, reservoirs, or impoundments, and in subsurface aquifers, which are available, or which may be made available to agricultural, industrial, commercial, recreational, public, and domestic users.

(39) "Water resources project" means any structural or nonstructural study, plan, design, construction, development, improvement, or any other activity including programs for management, intended to conserve and develop the water resources of the state and shall include all aspects of water supply, flood damage abatement, navigation, water-related recreation, and land conservation facilities and measures.

(40) "Waters of the state" means all streams, lakes, watercourses, waterways, ponds, marshes, wells, springs, irrigation systems, drainage systems, and all other bodies or accumulations of water, surface and underground, natural or artificial, which are situated wholly or partly within, or border upon, this state, or are within its jurisdiction, except those private waters which do not combine or effect a junction with natural, surface, or underground waters.

(41) "Utility tax" means the tax which may be imposed by the authority on every purchase of water or sewer service in the Commonwealth of Kentucky.

Section 16. KRS 224A.100 is amended to read as follows:

The authority may enter into assistance agreements with governmental agencies, and governmental agencies may enter into assistance agreements with the authority in connection with infrastructure projects. Each assistance agreement shall be subject to review by the Capital Projects and Bond Oversight Committee of the Legislative Research Commission and may contain and include such provisions as may be agreed upon by the parties thereto, and shall include and prescribe the following provisions:

(1) An estimate of the reasonable cost of the infrastructure project, as determined by the authority;

(2) The amount of the total rentals under any lease of an infrastructure project, loans or grants to be made to the governmental agency, financing payments, or obligations of the governmental agency to be purchased by the authority;

(3) The time or times at which the rentals, loans or grants, financing payments or the purchase price of a governmental agency shall become payable by or to the governmental agency;

(4) The specific purpose or purposes for which the leased infrastructure project will be used or the proceeds of the purchase of obligations of the governmental agency or loan or grant made pursuant to the assistance agreement shall be expended;

(5) The conditions under which the leased infrastructure project will be used or the proceeds of the purchase of obligations of the governmental agency or loan or grant may be expended on account of the infrastructure project by the governmental agency;

(6) An agreement by the governmental agency:

(a) To proceed expeditiously with and promptly complete the infrastructure project or cause same to be completed in accordance with plans and specifications approved by federal and state regulatory agencies;

(b) To commence or cause to be commenced operation of the infrastructure project on completion of construction, and not to discontinue operations or dispose of such infrastructure project without the approval of the authority;

(c) To operate and maintain or cause to be operated and maintained the infrastructure project in accordance with the applicable provisions of federal and state law;

(d) To disclose fully to the authority all applications for or award of grants or loans for financial assistance, if any;

(e) To provide for the payment of the governmental agency's share of the cost of the infrastructure project, if the entire infrastructure project is not financed by assistance from the authority and describe with specificity the manner in which the governmental agency proposes to finance its share of such cost, if any;

(7) A provision that, if assistance which was not included in the calculation of the loan or grant payable pursuant to subsection (2) of this section becomes available to the governmental agency, the amount of the assistance from the authority shall be recalculated with the inclusion of the additional assistance, and the governmental agency shall pay to the authority the amount, if any, by which the loan or grant actually made, exceeds the loan or grant as determined by the recalculation;

(8) The extent to which the assistance from the authority shall be repaid to the authority, which shall not be less than the sum of the following, except as provided under KRS 224A.111, 224A.112,[~~ 224A.270,~~] and[~~ KRS~~] 224A.1115:

(a) The aggregate principal amount of the loan; and

(b) Interest on the aggregate balance of the principal amount of the loan from time to time remaining unpaid, computed at the applicable interest rate, plus not to exceed one-quarter of one percent (0.25%), except as provided for in KRS 224A.111, 224A.112,[~~ 224A.270,~~] and[~~ KRS~~] 224A.1115;

(9) The time or times and amounts when the repayments required by subsection (8) of this section shall be made by the governmental agency to the authority;

(10) The extent to which a service charge shall be imposed by the governmental agency. Any service charge shall be calculated to produce amounts sufficient to meet the repayment schedule prescribed by subsection (8) of this section; and

(11) An agreement between the governmental agency and the authority that upon any failure of the governmental agency to make payment to the authority in accordance with the time schedule and repayment schedule fixed by the assistance agreement of the amounts prescribed by said schedules, that in such event the authority may, without further action, require the State Treasurer to pay to the authority such amount of other state revenues, tax sharing, or other state aid, with the exception of funds in aid to education and funds derived from motor fuel taxes or vehicle license taxes pursuant to Section 230 of the Constitution of Kentucky, as the governmental agency may thereafter become entitled to receive from the state, until all delinquent payments pursuant to the repayment schedule, plus interest thereon, from the date of each delinquency at the applicable interest rate per annum, shall have been paid.

SECTION 17. A NEW SECTION OF SUBCHAPTER 43 OF KRS CHAPTER 224 IS CREATED TO READ AS FOLLOWS:

Exclusive venue for any appeal of a violation, determination, finding of noncompliance, or any other action of the Finance and Administration Cabinet, Natural Resources and Environmental Protection Cabinet, or other state agency relating to any county, urban-county, charter county, consolidated local government, city, special district, or other person specified in this subchapter and Sections 7, 8, 9, 10, 11, 12, 13, 14, 15, and 16 of this Act shall be in the court of competent jurisdiction of the county which is the subject of the action by the state agency.

SECTION 18. A NEW SECTION OF SUBCHAPTER 43 OF KRS CHAPTER 224 IS CREATED TO READ AS FOLLOWS:

(1) The cabinet shall coordinate a program to reward and to provide incentives to counties that eliminate all open dumps in the county containing solid waste and commit to keeping the county free of open dumps. This program shall be known as the Kentucky Certified Clean Counties Program.

(2) Counties shall be eligible to participate in the Kentucky Certified Clean Counties Program if they:

(a) Establish universal municipal solid waste collection service available to all county residences and businesses;

(b) Employ a solid waste coordinator with enforcement powers;

(c) Remain in compliance with their approved solid waste management plan under this chapter;

(d) Enter into an agreement with the cabinet to clean up all identified open dumps containing solid waste and keep them cleaned up;

(e) Agree to use all legal methods at their disposal to collect delinquent solid waste collection fees, including placement of delinquent accounts on property tax bills as provided in state law and civil suits; and

(f) Establish a certified clean county committee, composed of representatives from business, schools, agriculture, homemakers, and other concerned citizens of the county, to increase awareness of the need to keep the county free of open dumps.

(3) The Commonwealth shall provide the following to each county meeting the requirements of subsection (2) of this section:

(a) Reimbursement for seventy-five percent (75%) of the direct expense of cleaning up open dumps;

(b) Installation and maintenance of a "certified clean county" sign at each entrance to the county at the location where the county sign is presently provided by the state;

(c) A cabinet official to help county officials identify all open dumps in the county and to help the county estimate the cost of cleaning up the open dumps;

(d) Staff from the cabinet to monitor and assist in cleanup efforts; and

(e) Cabinet staff to annually inspect and recertify the county as free of open dumps.

(4) The cabinet shall provide incentives and rewards to counties successfully participating in the Kentucky Certified Clean Counties Program as follows:

(a) Certification as dump-free, with appropriate public recognition;

(b) Extra points when applying for Land and Water Conservation Fund grants, National Recreation Trails Funds grants, and funding from the state-funded Community Rivers and Streams Program; and

(c) Priority consideration for funds from the Division of Conservation State Cost Share Program for dumps on farmland and the waste tire trust fund for tire dumps.

(5) In addition to funds and resources provided by the cabinet, the Transportation Cabinet and the Kentucky Infrastructure Authority shall provide funds as provided for by Sections 19 and 20 of this Act.

SECTION 19. A NEW SECTION OF KRS CHAPTER 224A IS CREATED TO READ AS FOLLOWS:

The Kentucky Infrastructure Authority shall identify sources of discretionary funding within its control and shall make those funds available for the cost of the Kentucky Certified Clean Counties Program provided for in Section 18 of this Act.

SECTION 20. A NEW SECTION OF KRS CHAPTER 174 IS CREATED TO READ AS FOLLOWS:

The Transportation Cabinet shall identify sources of discretionary funding within its control and shall make those funds available for the cost of the Kentucky Certified Clean Counties Program provided for in Section 18 of this Act.

Section 21. The General Assembly confirms Executive Order 2001-384, dated March 30, 2001, to the extent it is not otherwise confirmed by this Act.

Section 22. The following KRS sections are repealed:

109.062 Use of collection system.

109.320 Exemption from pick-up fee.

224A.270 Solid waste revolving fund -- Uses.

224A.280 Solid waste grant program.

224A.290 Short title.

The Senate Committee Amendment No. 1 to **HB 174** is as follows:

HB 174, On p. 5, after line 5 insert:

"*(3) The Finance and Administration Cabinet shall transfer five million dollars ($5,000,000) in each of the fiscal years, 2002-2003 and 2003-2004, from the Highway Construction Contingency Fund as provided for by KRS 45.247 into the Kentucky pride fund established in Section 2 of this Act.*

(4) Ten million dollars ($10,000,000) of the money deposited into the Kentucky pride fund shall be reserved and distributed semiannually to each county for anti-litter control programs. These funds shall be allocated proportionately based on the ratio of lane miles of road within the county as a percentage of the total lane miles of road within the state. The funds shall be allocated subject to the following conditions:

(a) All county, state, and federal roads shall be cleaned of litter three (3) times each year and all city streets within the county shall be cleaned of litter two (2) times each year;

(b) Each county shall have obtained cabinet approval of the county's plan for roadside litter cleanup, as reflected in its waste management plan submitted pursuant to KRS 224.43-345;

(c) Each county shall provide a twenty-five percent (25%) cash or in-kind match for each dollar received; and

(d) In the event a county does not spend all of its allocation of funds as a consequence of having met the requirements of its plan for roadside litter cleanup using less than its allocation, the surplus funds may be placed in the county road fund."

The Senate Committee Amendment No. 2 to Title **HB 174** is as follows:

HB 174, On page 1, in the title line, after "protection" insert "and making an appropriation therefor".

Representative Stumbo moved that the House refuse to concur in the Senate Committee Substitute, Senate Committee Amendment No. 1 and Senate Committee Amendment No. 2 Title to **HB 174**. Agreed.

HB 469, with Senate Floor Amendments attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage for concurrence or non concurrence in Senate Amendments. Agreed.

The Senate Floor Amendment No. 1 to **HB 469** is as follows:

HB 469, On page 42, line 9, after "*physician,*", by inserting "*physician assistant,*"; and

On page 43, line 17, after "*physician,*", by inserting "*physician assistant,*".

Representative Callahan moved that the House concur in Senate Floor Amendment No. 1 to **HB 469**. Agreed.

The Senate Floor Amendment No. 2 to **HB 469** is as follows:

HB 469, On page 16, line 2, to delete "*or felony*"; and

On page 16, line 6, to delete "*or felony*"; and

On page 16, line 12, to delete "*, or a felony offense under KRS Chapter 510, 530.064, or 531.310,*"; and

On page 16, line 26, following "*board;*" to delete "*or*"; and

On page 17, line 1, following "*property;*" to insert "*or*" and

On page 17, between lines 1 and 2, to insert

"*(n) Be convicted of, have entered a guilty plea to, have entered an Alford plea to a felony offense, or completed a diversion program for a felony offense.*" and

On page 17, between lines 5 and 6, to insert the following

"*(a) Has been convicted of, has entered a guilty plea to, has entered an Alford plea to a felony offense, or has completed a diversion program for a felony offense;*" and

On page 17, line 6, to delete "*(a)*" and to insert "*(b)*"; and

On page 17, line 10, to delete "*(b)*" and to insert "*(c)*"; and

On page 17, line 12, to delete "*(c)*" and to insert "*(d)*"; and

On page 17, line 15, to delete "*(d)*" and to insert "*(e)*" and

On page 17, line 19, to delete "*(e)*" and to insert "*(f)*"; and

On page 17, line 21, to delete "*(f)*" and to insert "*(g)*"; and

On page 17, line 26, to delete "***(g)***" and to insert "***(h)***"; and

On page 18, line 1, to delete "***(h)***" and to insert "***(i)***"; and

On page 18, line 4, to delete "***(i)***" and to insert "***(j)***"; and

On page 18, line 6, to delete "***or (b)***" and to insert "***, (b), or (c)***"; and

On page 23, line 24, to delete "***or***"; and

On page 23, line 25, to delete the period "." and to insert "***; or***"; and

On page 23, between lines 25 and 26, to insert the following

"***(l) If it is found that the person who is licensed or certified by the board has been convicted of, pled guilty to, entered an Alford plea to a felony offense, or has completed a diversion program for a felony offense the license or certification shall be revoked.***"

Representative Callahan moved that the House concur in Senate Floor Amendment No. 2 to **HB 469**. Agreed.

The Senate Floor Amendment No. 4 to **HB 469** is as follows:

HB 469, On page 64, between lines 21 and 22, to insert the following:

"SECTION 43. A NEW SECTION OF KRS CHAPTER 311A IS CREATED TO READ AS FOLLOWS:

(1) The provisions of Section 9 of this Act relating to the certification and licensure of a felon as a first responder, emergency medical technician, or paramedic to the contrary notwithstanding, the board may issue a limited certification as a first responder or emergency medical technician or a limited license as a paramedic to a convicted felon who is currently serving a sentence for a felony and is in a facility operated by or under contract to the Department of Corrections.

(2) A felon with a limited certification or license shall be limited to performing his or her services only upon other inmates, visitors, or staff of an institution operated by or under contract to the Department of Corrections.

(3) Upon release by expiration of sentence, probation, shock probation, parole, or other form of early release or upon the escape of the inmate from confinement the license or certification shall automatically terminate. If the inmate has escaped from confinement he or she shall never be issued a future limited certification or license.

(4) All other provisions of this chapter relating to first responders, emergency medical technicians, paramedics, and their employment and supervision shall apply to convicted felons with a limited license or certification.

(5) An inmate who violates the provisions of this section shall be guilty of a Class D felony."

And to renumber the ensuing sections accordingly.

Representative Callahan moved that the House concur in Senate Floor Amendment No. 4 to **HB 469**. Agreed.

The Senate Floor Amendment No. 5 to **HB 469** is as follows:

HB 469, On page 64, between lines 21 and 22, by inserting the following new sections:

"Section 43. KRS 311.653 is repealed, reenacted as a new section of KRS Chapter 311A, and amended to read as follows:

The ***Kentucky Board of Emergency Medical Services***[~~Board of Medical Licensure~~] shall, by regulation, require an applicant for ***licensure***[~~certification~~] as a paramedic to have completed a ***board or*** Cabinet for Health Services-approved educational course on the transmission, control, treatment and prevention of the human immunodeficiency virus and acquired immunodeficiency syndrome with an emphasis on appropriate behavior and attitude change. ***The board shall require continuing education that updates this training at least one (1) time every ten (10) years that is consistent with and as required for other health care providers under KRS 214.610.***

Section 44. KRS 311.6531 is repealed, reenacted as a new section of KRS Chapter 311A, and amended to read as follows:

As a condition of being issued a certificate ***or license*** as an emergency medical technician ***or first responder***, the applicant shall have completed a Kentucky Board of Emergency Medical Services approved educational course on the transmission, control, treatment, and prevention of the human immunodeficiency virus and acquired immunodeficiency syndrome with an emphasis on appropriate behavior and attitude change. ***The board shall require continuing education that updates this training at least one (1) time every ten (10) years that is consistent with and as required for other health care providers under KRS 214.610.***

Section 45. KRS 214.610 is amended to read as follows:

(1) (a) The Cabinet for Health Services or the licensing board or certifying entity, subject to the board's or entity's discretion, shall approve appropriate educational courses on the transmission, control, treatment, and prevention of the human immunodeficiency virus and acquired immunodeficiency syndrome, that may address appropriate

behavior and attitude change, to be completed as specified in the respective chapters by each person licensed or certified under KRS Chapters 311, ***311A,*** 312, 313, 314, 315, 320, 327, 333, and 335~~[and emergency medical technicians certified pursuant to KRS Chapter 311]~~. Each licensing board or certifying entity shall have the authority to determine whether it shall approve courses or use courses approved by the cabinet. Completion of the courses shall be required at the time of initial licensure or certification in the Commonwealth, as required under KRS 214.615 and 214.620, and shall not be required under this section or any other section more frequently than one (1) time every ten (10) years thereafter, unless the licensing board or certifying entity specifically requires more frequent completion under administrative regulations promulgated in accordance with KRS Chapter 13A.

(b) The Department for Public Health shall publish on its Web site the current informational resources for the development of the educational courses or programs. To the extent possible, the educational courses or programs under this subsection shall:

1. Include changes in Kentucky law affecting HIV testing and reporting; confidentiality and privacy of HIV-related data, information, and reports; and advances in treatment protocols, intervention protocols, coordination of services, and other information deemed important by the Department for Public Health and the Centers for Disease Control and Prevention (CDC);
2. Inform all professions involved with or affected by the birthing process about the importance of HIV testing of pregnant women and the probability of preventing perinatal transmission of HIV with appropriate treatment; and
3. Update all health care professionals identified under paragraph (a) of this subsection requesting information about the potential involvement of their occupation in the treatment or prevention of blood-borne pathogens with the latest CDC guidelines on occupational exposure to HIV and other blood-borne pathogens.

(2) Each licensee or certificate holder shall submit confirmation on a form provided by the cabinet of having completed the course by July 1, 1991, except persons licensed under KRS Chapters 314 and 327 for whom the completion date shall be July 1, 1992.

Section 46. KRS 214.615 is amended to read as follows:

(1) The licensing board or certifying entity shall require as a condition of granting a license or certificate under ***KRS Chapter 311A and as***~~[the chapters]~~ specified in KRS 311.450, 311.601, 312.175, 313.080, 313.305, 314.073, 315.065, 320.280, 327.050, 333.190, 335.080, 335.090, 335.100, and 335.150 that an applicant making initial application for licensure or certification complete an educational course approved by the cabinet or the licensing board or certifying entity on the transmission, control, treatment, and prevention of the human immunodeficiency virus and acquired immunodeficiency syndrome. An applicant who has not taken a course at the time of licensure or certification shall upon an affidavit showing good cause be allowed six (6) months to complete this requirement.

(2) The licensing board or certifying entity may promulgate administrative regulations to carry out the provisions of this section.

Section 47. KRS 214.620 is amended to read as follows:

(1) The boards of the professions in ***KRS Chapter 311A and*** KRS 311.450, 311.571, 311.601, 312.085, 312.175, 313.040, 313.080, 313.290, 313.305, 314.041, 314.042, 314.051, 314.073, 315.050, 315.065, 320.250, 320.280, 327.050, 333.100, 333.190, 335.080, 335.090, 335.100, and 335.150, and the Cabinet for Health Services shall begin planning for the implementation of those sections listed above which require, as a part of initial licensure ***or certification***, applicants for certain specified professions to complete an educational course on the transmission, control, treatment, and prevention of human immunodeficiency virus and acquired immunodeficiency syndrome. The planning shall include collecting information from the facilities and programs which educate and train the licensed professionals affected by the licensure requirements of those sections listed above and shall also include developing administrative regulations for the implementation of the licensure requirements.

(2) The Cabinet for Health Services shall develop, if requested by a licensing board or certifying entity, instructional material on the human immunodeficiency virus, including information related to methods of transmission, education, and infection control. The materials developed under this section shall be provided to persons licensed under KRS Chapters 317 and 317A. Costs of production and distribution of the instructional materials shall be wholly assumed from the fees assessed by the licensing boards which regulate the professionals who are provided with educational materials under this section. To expeditiously and economically develop, produce, and distribute the instructional material required under this section, the Cabinet for Health Services shall consult with the professional associations of professions to determine whether suitable instructional materials already exist that may be lawfully reproduced or reprinted.

(3) The Cabinet for Human Resources shall require that, by July 1, 1992, all employees of health facilities defined in KRS 216B.015 shall have completed an educational course on the transmission, control, treatment, and prevention of the human immunodeficiency virus and acquired immunodeficiency syndrome with an emphasis on appropriate behavior and attitude change except for those employees who shall have completed such a course as required for their professional licensure or upon evidence that the employee received such a course from another health facility where the employee was previously employed.

(4) Information on the human immunodeficiency virus infection shall be presented to any person who receives treatment at any hospital, however named, skilled-nursing facilities, primary-care centers, rural health clinics, outpatient clinics, ambulatory-care facilities, ambulatory surgical centers, and emergency-care centers licensed pursuant to KRS Chapter 216B. The information shall include, but not be limited to, methods of transmission and prevention and appropriate behavior and attitude change.

(5) Notwithstanding any provision of law to the contrary, the licensing board or certifying entity of any profession required to complete the course described in subsection (1) or (2) of this section shall have the discretion to develop and approve its own instructional course to be required for the profession under the jurisdiction of the respective licensing board or certifying entity."; and

By renumbering the subsequent section accordingly; and

On page 65, by deleting lines 8 through 10 in their entirety.

Representative Callahan moved that the House concur in Senate Floor Amendment No. 5 to **HB 469**. Agreed.

The Senate Floor Amendment No. 7 to **HB 469** is as follows:

HB 469, On page 64, between lines 21 and 22 , by inserting the following new section:

"SECTION 43. A NEW SECTION OF KRS CHAPTER 311A IS CREATED TO READ AS FOLLOWS:

(1) Any emergency medical technician or paramedic may administer epinephrine to any person whom the EMT or paramedic has been called to attend if the EMT or paramedic makes an assessment that the person is exhibiting symptoms consistent with an anaphylactic reaction. The EMT or paramedic shall follow the medical protocol established by the medical director of the employing licensed ambulance service in determining the appropriate dose or doses of epinephrine and the routes for administration.

(2) Every ambulance provider in the Commonwealth shall:

(a) Maintain an adequate supply of epinephrine and disposable sterile needles and syringes on every ambulance that it operates; and

(b) Establish medical protocols to be used by EMT providers and paramedics in determining symptoms of an anaphylactic reaction, the appropriate dose or doses of epinephrine, and the routes for administration."; and

By renumbering the subsequent section accordingly.

Representative Callahan moved that the House concur in Senate Floor Amendment No. 7 to **HB 469**. Agreed.

Representative Callahan moved that **HB 469**, as amended, by the Senate, be passed.

On the roll call the vote was: **Yeas 96, Nays 0**. (See March 28, 2002, roll call on **HB 469** - Appendix.)

HB 469, as amended, by the Senate, was passed and the title agreed to.

Representative Callahan moved that the vote by which **HB 469**, as amended, by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 659 with Senate Floor Amendment attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage for concurrence or non concurrence in the Senate Amendment. Agreed.

The Senate Floor Amendment No. 1 to **HB 659**, is as follows:

HB 659, On Page 1, line 11, by deleting "***The mayor, in consultation with the legislative council, shall, when authorized by statute, determine which agencies, boards, and commissions created by statute shall require legislative council approval for the appointment of members to such agencies, boards, and commissions.***"; and

On Page 63, line 6, by deleting "***clerks***", and inserting in lieu thereof "***clerk***".

Representative L. Clark moved that the House refuse to concur in Senate Floor Amendment No. 1 to **HB 659**. Agreed.

SB 179 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Thomas moved that **SB 179** be passed.

On the roll call the vote was: **Yeas 96, Nays 0**. (See March 28, 2002, roll call on **SB 179** - Appendix.)

SB 179 was passed and the title agreed to.

Representative Thomas moved that the vote by which **SB 179** was passed be reconsidered and said motion be placed on the table. Agreed.

Report On Enrolled Bills

The Committee on Enrollment reported that **HB 52, HB 79, HB 314, HB 438, HB 455, HB 483, HB 484, HB 529, HB 556, HB 644, HB 652, HB 657, HB 671, HB 679, HB 737, HB 829**, and **HJR 122** were delivered to the Senate and signed by the President. Delivered to the Governor on March 27, 2002, at 6:00 p.m.

Motions, Petitions, and Communications

Representative Stumbo moved that the rules be suspended to allow the Committee on Elections, Constitutional Amendments, and Intergovernmental Affairs to meet upon recess in Room 316. Agreed.

Recess

Representative Stumbo moved to suspend the rules to allow the House to recess. Agreed.

At the appointed hour, the Speaker resumed the Chair and called the House to order.

Report On Enrolled Bills

The Committee on Enrollment reported that **HB 4, HB 29, HB 55, HB 69, HB 84, HB 93, HB 130, HB 194, HB 196, HB 367, HB 402, HB 421, HB 428, HB 452, HB 526, HB 736, HCR 52, HCR 53, HCR 54**, and **HCR 57** were delivered to the Senate and signed by the President. Delivered to the Governor on March 28, 2002, at 3:35 p.m.

Motions, Petitions, and Communications (Continued)

Representative Colter moved that the rules be suspended for the purpose of recording a vote. Agreed.

Representative Colter moved that her vote be changed from "yea" to "nay" on **HB 452**. Agreed.

Representative Reinhardt moved that the rules be suspended for the purpose of recording a vote. Agreed.

Representative Reinhardt moved that he be recorded as voting "yea" on **SB 267**. Agreed.

Representative Reinhardt moved that the rules be suspended for the purpose of recording a vote. Agreed.

Representative Reinhardt moved that he be recorded as voting "yea" on **SCR 142**. Agreed.

Representative Stumbo moved to suspend the rules for the Introductions, and Committee reports. Agreed.

Introduction of Bills and Resolutions (Continued)

HR 272, by Representative Palumbo: A RESOLUTION adjourning the House of Representatives in loving memory and honor of Thomas Byrne Strode.

HR 273, by Representative Palumbo: A RESOLUTION adjourning the House of Representatives in loving memory and honor of Marian Power McClure Zarrett.

HR 274, by Representative Palumbo: A RESOLUTION memorializing Robert A. Babbage Sr. and adjourning the House of Representatives in his honor.

HR 275, by Representatives Thomas and Richards: A RESOLUTION adjourning the House of Representative sin loving memory of Sara Beth Benson of Smiths Grove, Kentucky.

Report of Committees (Continued)

The Committee on Elections, Constitutional Amendments and Intergovernmental Affairs reported **SB 120** with Committee Substitute attached thereto, with the expression of opinion that the same should pass. Read at length for the first time and ordered placed in the Calendar.

SB 120, AN ACT proposing an amendment to Sections 190, 191, 192, 193, 194, 195, 198, 200, 202, 203, 205, 207, and 208 of the Constitution of Kentucky relating to corporations.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. It is proposed that Section 190 of the Constitution of Kentucky be amended to read as follows:

Except as otherwise provided by the Constitution of Kentucky, the General Assembly shall, by general laws only, provide for the formation, organization, and regulation of corporations. Except as otherwise provided by the Constitution of Kentucky, the General Assembly shall also, by general laws only, prescribe the powers, rights, duties, and liabilities of corporations and the powers, rights, duties, and liabilities of their officers and stockholders or members~~[No corporation in existence at the time of the adoption of this Constitution shall have the benefit of future legislation without first filing in the office of the Secretary of State an acceptance of the provisions of this Constitution]~~.

Section 2. It is proposed that the present Constitution of Kentucky be amended by repealing the following sections:

191 Unexercised charters granted prior to constitution revoked.

192 Corporations restricted to charter authority--Holding of real estate limited.

193 Stock or bonds to be issued only for money or for property or labor at market value--Watered stock void.

194 Corporations to have place of business and process agent in state.

195 Corporation property subject to eminent domain--Corporations not to infringe upon individuals.

198 Trusts and combinations in restraint of trade to be prevented.

200 Domestic corporation consolidating with foreign does not become foreign.

202 Foreign corporations not to be given privileges over domestic.

203 Liabilities under corporate franchise not released by lease or alienation.

205 Forfeiture of corporate charters in case of abuse or detrimental use.

207 Cumulative voting for directors of corporations--Proxies.

208 "Corporation" includes joint stock company or association.

Section 3. This amendment shall be submitted to the voters of the Commonwealth for their ratification or rejection at the time and in the manner provided for under Sections 256 and 257 of the Constitution and under KRS 118.415. The question submitted to the voters shall read as follows: "Are you in favor of permitting the General Assembly to provide by general law for the formation, organization, and regulation of corporations by repealing certain sections of the Constitution of Kentucky relating to corporations?"

The Committee Substitute to **SB 120** is as follows:

SB 120, AN ACT proposing an amendment to Sections 190, 191, 192, 193, 194, 195, 198, 200, 202, 203, 205, 207, and 208 of the Constitution of Kentucky relating to corporations.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. It is proposed that Section 190 of the Constitution of Kentucky be amended to read as follows:

Except as otherwise provided by the Constitution of Kentucky, the General Assembly shall, by general laws only, provide for the formation, organization, and regulation of corporations. Except as otherwise provided by the Constitution of Kentucky, the General Assembly shall also, by general laws only, prescribe the powers, rights, duties, and liabilities of corporations and the powers, rights, duties, and liabilities of their officers and stockholders or members~~[No corporation in existence at the time of the adoption of this Constitution shall have the benefit of future legislation without first filing in the office of the Secretary of State an acceptance of the provisions of this Constitution]~~.

Section 2. It is proposed that the present Constitution of Kentucky be amended by repealing the following sections:

191 Unexercised charters granted prior to constitution revoked.

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193 Stock or bonds to be issued only for money or for property or labor at market value--Watered stock void.

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198 Trusts and combinations in restraint of trade to be prevented.

200 Domestic corporation consolidating with foreign does not become foreign.

202 Foreign corporations not to be given privileges over domestic.

203 Liabilities under corporate franchise not released by lease or alienation.

207 Cumulative voting for directors of corporations--Proxies.

208 "Corporation" includes joint stock company or association.

Section 3. This amendment shall be submitted to the voters of the Commonwealth for their ratification or rejection at the time and in the manner provided for under Sections 256 and 257 of the Constitution and under KRS 118.415. The question submitted to the voters shall read as follows: "Are you in favor of permitting the General Assembly to provide by general law for the formation, organization, and regulation of corporations by repealing certain sections of the Constitution of Kentucky relating to corporations?"

Motions, Petitions, and Communications (Continued)

Representative Stumbo moved the adoption of the following **Legislative Citation No. 123**.

The House of Representatives of the Commonwealth of Kentucky hereby congratulates Wesley Woods for profound interest and resolute commitment to the details and philosophy of state government and the principals of the Kentucky YMCA Kentucky United Nations Assembly. Whereas, the Kentucky Youth Assembly is a respected organization dedicated to teaching the values of good government to the Commonwealth of Kentucky's brightest young stars, and whereas, the future of the Commonwealth and East Kentucky hinges upon the vision of future leaders, the honorable members of the Kentucky House of Representatives hereby joins Representative Gregory D. Stumbo in recognizing the achievements and extraordinary citizenship demonstrated by said recipient and praises his superior performance resulting in being awarded the "Outstanding Ambassador Award" for 2002 and extends best wishes for continued leadership development. Done in Frankfort, Kentucky, this twenty-eighth day of March, in the year two thousand and two.

Legislative Citation No. 123 was adopted without objection.

Representative Rasche moved the adoption of the following **HR 267**:

HR 267, A RESOLUTION honoring the 2002 MATHCOUNTS winning team.

WHEREAS, MATHCOUNTS is a national math coaching and competition program that promotes middle school mathematics achievement for individual students and student teams; and

WHEREAS, in 2002 Kentucky had 901 students, representing 138 schools, registered to compete in MATHCOUNTS chapter competitions; and

WHEREAS, the winning team at the 2002 MATHCOUNTS Kentucky State Competition was the Lexington Traditional Magnet School; and

WHEREAS, as coach of the winning MATHCOUNTS team, Betsy Rickenbacker, will serve as the Kentucky National MATHCOUNTS team coach; and

WHEREAS, Betsy Rickenbacker will coach, in preparation for competition in the National MATHCOUNTS Championship in Chicago, Illinois, on June 14, 2002, an all-eighth grade team consisting of the following winners of the state MATHCOUNTS competition: Jason Wu, from Lexington Traditional Magnet School, Lexington, who achieved first place; Samuel Swift, from Owensboro Middle School, Owensboro, who achieved second place; Lindsay Wilhelmus, from Mary Queen of the Holy Rosary, Lexington, who achieved third place; and Zachary Kratzer from Montessori Middle School, Lexington, who achieved fourth place;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. The House of Representatives honors Betsy Rickenbacker, Jason Wu, Samuel Swift, Lindsay Wilhemus, and Zachary Kratzer for their achievements in the Kentucky State MATHCOUNTS competition.

Section 2. The House of Representatives wishes the Kentucky State MATHCOUNTS team and its coach much success in the National MATHCOUNTS Championship in Chicago.

Section 3. The Clerk of the House of Representatives is directed to transmit a copy of this Resolution to: Betsy Rickenbacker, 318 Henry Clay Boulevard, Lexington, Kentucky 40502; Jason Wu, 4628 Spring Creek Way, Lexington, Kentucky 40515; Samuel Swift, 2838 South Griffith Avenue, Owensboro, Kentucky 42301; Lindsay Wilhelmus, 87 Lantern Way, Nicholasville, Kentucky 40356; Zachary Kratzer, 3240 Blenheim Way, Lexington, Kentucky 40503; and George Binder, Executive Director, Kentucky Engineering Center, 160 Democrat Drive, Frankfort, Kentucky 40601.

There being no objection **HR 267** was adopted.

Representative Palumbo moved the adoption of the following **HR 272**:

HR 272, A RESOLUTION adjourning the House of Representatives in loving memory and honor of Thomas Byrne Strode.

With deepest respect and admiration, we pay homage and tribute to Thomas Byrne Strode, and we pause in silent reverence for his soul.

WHEREAS, Thomas Byrne Strode, a native of Lexington, Fayette County, Kentucky, and longtime resident of Frankfort, Franklin County, Kentucky, traversed these earthly bounds on March 9, 2002; and

WHEREAS, Thomas Byrne Strode was the loving son of the late Dr. Ernest Cole "Buddy" Strode and Mary Byrne Strode; he was the devoted husband of Robin Strode, and he was the loving father of a son, Cole Strode, and he also leaves behind two loving brothers, James C. Strode and Richard F. Strode, both of Lexington; and

WHEREAS, Thomas Byrne Strode graduated from Henry Clay High School in Lexington, and he earned a bachelor of arts degree from the University of Kentucky in 1969 where he was a member of Kappa Alpha fraternity; and

WHEREAS, Thomas Byrne Strode was a former stock broker with W. E. Hutton and Company in Lexington; a former vice president and trust officer with The Winchester Bank, and a former vice president and trust officer with Farmers Bank and Capital Trust Company, and he later became managing partner of Fayette Cellular Partners; and

WHEREAS, Thomas Byrne Strode was an active and involved citizen in the Central Kentucky community where he was an avid art collector; he was past secretary-treasurer of the Winchester-Clark County Parks board of trustees and past president of the Winchester Public Library board of trustees; he was a member of the Lykins Foundation board of trustees, chairman of the Capital Day School board of trustees, a member of the Bridge Street Token Club and CHIPS group, and president of the Frankfort Investment and Social Club; and

WHEREAS, the passing of Thomas Byrne Strode has left a void that cannot be filled, and he is mourned across the length and breadth of the Commonwealth;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. The House of Representatives does hereby express its profound sense of sorrow upon the passing of Thomas Byrne Strode, and extends to his family and friends its most heartfelt sympathy.

Section 2. When the House of Representatives adjourns this day, it does so in loving memory and honor of Thomas Byrne Strode.

Section 3. The Clerk of the House of Representatives is hereby directed to transmit a copy of this Resolution to Mrs. Robin Strode, 20 Spendthrift Street, Frankfort, Kentucky 40601.

There being no objection **HR 272** was adopted.

Representative Palumbo moved the adoption of the following **HR 273**:

HR 273, A RESOLUTION adjourning the House of Representatives in loving memory and honor of Marian Power McClure Zarrett.

With deepest respect and admiration, we pay homage and tribute to Marian Power McClure Zarrett, and we pause in silent reverence for her soul.

WHEREAS, Marian Power McClure Zarrett was born on January 22, 1910, a native of Clairton, Pennsylvania, and longtime resident of Lexington, Fayette County, Kentucky, and she traversed these earthly bounds on March 8, 2002; and

WHEREAS, Marion Power McClure Zarrett was the loving daughter of the late James H. and Elva Hagemann McClure; she was the devoted wife of George Rowland Zarrett, who preceded her in death, and the loving mother of a daughter, Elizabeth McClure Zarrett, who also preceded her in death; she was the loving mother of two sons, Dr. Robert W. Zarrett of Fargo, North Dakota, and William E. Zarrett of Lawrenceville, Georgia; and she was the proud grandmother of eight grandchildren, a niece, and seven nephews, and she also leaves behind a loving sister, Elizabeth M. Mahan of Lexington, and a brother, J. Warren McClure of Key Largo, Florida; and

WHEREAS, Marian Power McClure Zarrett graduated from Athens High School in Athens, Ohio, in 1927, and from Ohio University with A.B. and M.A. degrees in the French language, and while attending Ohio University, she was a member of Phi Mu Sorority, and was elected to membership in the honorary society of Phi Beta Kappa; she taught high school French in Charleston, Illinois, and at Sayre School and Bryan Station High School, both in Lexington, and during summers, she enjoyed taking groups of high school students to Switzerland and France to study the French language and culture; and

WHEREAS, Marian Power McClure Zarrett was an active and involved citizen and an esteemed member of the Fayette County community where she was a member of Second Presbyterian Church, and where she was a past volunteer at the Florence Crittenden Home, and a former advisor to the Phi Mu Chapter at Transylvania College; she was active in the Open Gate Garden Club, Book Club, and Play Readers; and

WHEREAS, the passing of Marian Power McClure Zarrett has left a void that cannot be filled, and she is mourned across the length and breadth of the Commonwealth;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. The House of Representatives does hereby express its profound sense of sorrow upon the passing of Marian Power McClure Zarrett, and extends to her family and friends its most heartfelt sympathy.

Section 2. When the House of Representatives adjourns this day, it does so in loving memory and honor of Marian Power McClure Zarrett.

Section 3. The Clerk of the House of Representatives is hereby directed to transmit a copy of this Resolution to Representative Ruth Ann Palumbo for presentation to the family of Marian Power McClure Zarrett.

There being no objection **HR 273** was adopted.

Representative Palumbo moved the adoption of the following **HR 274**:

HR 274, A RESOLUTION memorializing Robert A. Babbage Sr. and adjourning the House of Representatives in his honor.

WHEREAS, Robert A. Babbage Sr. was a native son of the Commonwealth, born in Harlan County, Kentucky; and

WHEREAS, Robert A. Babbage Sr. served the citizens of the United States and the Commonwealth of Kentucky proudly and honorably in World War II; and

WHEREAS, Robert A. Babbage Sr. continued his service to his comrades by serving as ombudsman at the Thomson-Hood Veterans Center in Wilmore, Kentucky; and

WHEREAS, Robert A. Babbage Sr. continued his service to the citizens of the Commonwealth, working diligently in state government; and

WHEREAS, Robert A. Babbage Sr. died on July 25, 2001;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. The House of Representatives does hereby honor the memory of Robert A. Babbage Sr. for his many contributions to the Commonwealth of Kentucky and offers its sincere condolences to his family while recognizing that his loss will be felt by the Commonwealth for many years to come.

Section 2. That when the House of Representatives adjourns this day, it shall do so in memory of Robert A. Babbage Sr.

Section 3. The Clerk of the House of Representatives is directed to transmit a copy of this Resolution to Robert A. Babbage Jr., 444 East Main Street, Suite 108, Lexington, Kentucky 40507-2444.

There being no objection **HR 274** was adopted.

Representative Barrows moved the adoption of the following **HR 271**:

HR 271, A RESOLUTION adjourning the House of Representatives in loving memory and honor of Kevin Matsuto Ebata.

With deepest respect and admiration, we pay homage and tribute to Kevin Matsuto Ebata, and we pause in silent reverence for his soul.

WHEREAS, Kevin Matsuto Ebata, a native of Honolulu, Hawaii, traversed these earthly bounds on December 31, 2001; he was the loving son of Doris F. Ebata, the devoted husband of Kelli Ebata, and the adored father of a daughter, Kathryn, a stepson, David, and a stepdaughter, Kristin; and he was the loving brother of a sister, Marilyn S. Naito, and two brothers, Keith K. Ebata and Vinson T. Ebata; and

WHEREAS, Kevin Matsuto Ebata was employed by the Hawaii House of Representatives as Sergeant-at-Arms, a prestigious position that requires a majority vote of House members, with duties including providing security for offices and chambers of the House; and at the time of his passing, he was serving his third term as president of the National Legislative Services and Security Association, an organization of sergeants-at-arms, security personnel and support services staff for state legislatures across the United States; he hosted the NLSSA twenty-fifth Annual Training Conference in Honolulu in 1998, and he was a member of the Legislative Staff Coordinating Committee and represented NLSSA at National Conference of State Legislatures meetings; and

WHEREAS, Kevin Matsuto Ebata was an integral part of the legislative process in the State of Hawaii, and his passion and dedication for the democratic institution was demonstrated daily through the causes he steadfastly believed in and his faithful service to the Hawaii House of Representatives; and because of his many efforts and achievements, he became a recent recipient of the Tony Beard Sr. Award and the LSCC Legislative Staff Achievement Award; and

WHEREAS, the passing of Kevin Matsuto Ebata has left a void that cannot be filled, and he is mourned across the length and breadth of the Commonwealth;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. The House of Representatives does hereby express its utter sense of bereavement upon the passing of Kevin Matsuto Ebata, and extends to his family and many friends its most profound and deepest sympathy.

Section 2. When the House of Representatives adjourns this day, it does so in loving memory and honor of Kevin Matsuto Ebata.

Section 3. The Clerk of the House of Representatives is hereby directed to transmit a copy of this Resolution to Mrs. Kelli Ebata, 700 Richards Street, No. 1905, Honolulu, Hawaii 96813.

There being no objection **HR 271** was adopted.

Representative Collins moved the adoption of the following **Legislative Citation No. 125**. Agreed.

The House of Representatives of the Commonwealth of Kentucky hereby adjourns this day in honor of Gail W. Gillem, an exceptional individual whose lifelong commitment to East Kentucky and Johnson County is evident in his many contributions to the quality of life in the mountains. Whereas, Gail Gillem was an educator, director of the Carl D. Perkins Rehabilitation Center; a coach, training young men in the integrity of basketball; and was a civic-minded individual serving his community as Johnson County Judge Executive for several terms; he was an avid sportsman and a member of the Tom's Creek Freewill Baptist Church. He has shared his life and talents with thousands of East Kentuckians. And whereas, Gail W. Gillem is respected and admired by all whose life he touched, members of the Kentucky House of Representatives join Representatives Hubert Collins and Gregory D. Stumbo in recognizing his accomplishments and revere his generosity throughout his life and designate him an esteemed citizen of Johnson County. His contribution to the evolution of East Kentucky will be a remarkable memorial to a true visionary. And upon the passing of this great citizen this honorable body does extend deepest sympathy to the Gillem family and friends of this great man and adjourns this twenty-eighth day of March, two thousand and two. Done in Frankfort, Kentucky this twenty-eighth day of March, in the year two thousand and two.

Legislative Citation No. 125 was adopted without objection.

Representative Smith moved that the rules be suspended for the purpose of recording a vote. Agreed.

Representative Smith moved that his vote be changed from "yea" to "nay" on **SB 271**. Agreed.

Representative Smith moved that the rules be suspended for the purpose of recording a vote. Agreed.

Representative Smith moved that he be recorded as voting "yea" on **SB 156**. Agreed.

Representative Nesler moved that the rules be suspended for the purpose of recording a vote. Agreed.

Representative Nesler moved that he be recorded as voting "yea" on **SB 179**. Agreed.

Representative Nesler moved that the rules be suspended for the purpose of recording a vote. Agreed.

Representative Nesler moved that his vote be changed from "yea" to "nay" on **SB 123**. Agreed.

Representative Geveden moved that the rules be suspended for the purpose of recording a vote. Agreed.

Representative Geveden moved that he be recorded as voting "yea" on **HB 469**. Agreed.

Representative Barrows moved that the rules be suspended for the purpose of recording a vote. Agreed.

Representative Barrows moved that he be recorded as voting "yea" on **HB 314**. Agreed.

Representative Vincent moved that the rules be suspended for the purpose of recording a vote. Agreed.

Representative Vincent moved that he be recorded as voting "nay" on **SB 271**. Agreed.

Representative Simpson moved that the rules be suspended for the purpose of recording votes. Agreed.

Representative Simpson moved that he be recorded as voting "yea" on **SB 156** and **SB 267**. Agreed.

Representative Childers moved that the rules be suspended for the purpose of recording a vote. Agreed.

Representative Childers moved that he be recorded as voting "yea" on **HB 232**. Agreed.

Representative P. Clark moved that the rules be suspended for the purpose of recording votes. Agreed.

Representative P. Clark moved that he be recorded as voting "yea" on **HR 32, SB 289, SB 126, SB 156, SCR 142,** and **SCR 92.** Agreed.

Representative Stumbo moved that no further business be conducted on the House Floor this day except for the filing of floor amendments and adjournment. Agreed.

Recess

Representative Stumbo moved that the House recess. Agreed.

At the appointed hour, the Speaker resumed the Chair and called the House to order.

Representative Simpson moved that the rules be suspended for the purpose of recording votes. Agreed.

Representative Simpson moved that he be recorded as voting "yea" on **HR 32**.

Floor Amendments

Floor Amendment No. 57 to Floor Amendment 21 to Committee Substitute to **HB 768**, by Representative Lindsay:

HB 768, On page 13, line 13 following "*Circuit Court*" to delete "*of a county*" and to insert in lieu thereof "***in the Circuit Court of the county in which the licensee's place of business is located or in the county in which the alleged violation occurred if the alleged violation did not occur in the county of the licensee's place of business***"; and

On page 13, line 13 following "*relief*" to insert "***or to such other relief as the Corporation may be entitled***"; and

On page 13, line 16, following "*the county*" to insert "***in which the licensee's place of business is located or in which the alleged violation occurred if the alleged violation did not occur in the county of the licensee's place of business***"

Floor Amendment No. 3 to the Committee Substitute to **SB 132**, by Representative J. Turner:

SB 132, On page 34, after line 9, by inserting:

"Section 9. Whereas many counties have experienced disastrous flooding that destroyed homes and businesses, closed or destroyed roads, disrupted families and work, and necessitated school closures for several days in addition to days already missed for closures due to snow, the commissioner of education, notwithstanding any other statute to the contrary or administrative regulation to the contrary, shall approve the request for all disaster days from a school district for those days missed above five (5) days as a result of flooding, snow, other local disaster, or a combination thereof.

Section 10. Whereas school districts must know how to adjust the school calendar for the remaining part of the school year, an emergency is declared to exist, and this Act takes effect upon its passage and approval by the Governor or upon its otherwise becoming a law.".

Floor Amendment No. 4 Title to the Committee Substitute to **SB 132**, by Representative J. Turner:

SB 132, Change title to read "AN ACT relating to schools and declaring an emergency."

Floor Amendment No. 3 to the Committee Substitute to **SB 193**, by Representative A. Arnold:

SB 193, On page 21, line 8, after the word "*county*" and before the words "*may be organized*", insert "***that includes property that will be used in an economic development project that will result in the creation of at least five hundred (500) new jobs***".

Floor Amendment No. 2 to the Committee Substitute to **SB 280**, by Representative Geveden:

SB 280, On page 7, after line 15, by adding the following:

"Section 3. KRS 6.515 is amended to read as follows:

(1) Service credit in the Legislators' Retirement Plan shall be acquired only by service as a legislator after July 1, 1980, while

a member of the plan, by transfer of credit as provided in KRS 6.505, or by purchase or transfer of credit as provided in this section.

(2) (a) 1. Any active member of the Legislators' Retirement Plan who has at least five (5) years of service credit in the Legislators' Retirement Plan, or his beneficiary acting in his place if the member dies prior to retirement, shall receive service credit for a maximum of four (4) years for his period of service in the Armed Forces of the United States, if his discharge therefrom is honorable and he has not been credited with the service by any other retirement system administered by the Commonwealth of Kentucky, by paying the retirement system thirty-five percent (35%) of the actuarial cost of the service as determined by the board of trustees, based on assumptions used in the most recent biennial evaluation. The service credit shall be awarded and the cost shall be determined in conformity with the rate which applies to the legislator in question under KRS 6.520. Service credit awarded under this subsection shall be equivalent, for all purposes of the Legislators' Retirement Plan, to other service credit earned in the plan.

2. Any active member of the Legislators' Retirement Plan who has at least five (5) years of service credit in the Legislators' Retirement Plan may purchase and receive service credit for one (1) month of service for each six (6) months of service in the reserves or the National Guard by paying the retirement system one hundred percent (100%) of the actuarial cost of the service as determined by the board of trustees, based on the assumptions used in the most recent biennial evaluation. The service credit shall be awarded and the cost shall be determined in conformity with the rate that applies to the legislator in question under KRS 6.520. Service credit awarded as provided in this subsection shall be equivalent, for all purposes of the Legislators' Retirement Plan, to other service credit earned in the plan. The service in the military reserves or the National Guard shall be treated as service earned prior to participation in the plan. The purchase can be made by the member by transfer, if authorized under subsection (7)(d) of this section, or in a lump-sum payment or by installment payments, as set forth in paragraph (b) of this subsection. The payment shall not be picked up by the employer as provided in KRS 6.505(2).

(b) The beneficiary may purchase military service credit only at one (1) time by lump-sum payment for the amount of service he wishes to purchase, and the payment shall be made within thirty (30) days of the death of the active member. The member may purchase all of his military service credit at one (1) time, or in increments of no less than one (1) year, unless there is a fraction remaining after all full years have been paid for. Payment of the total or the increment may be made by lump-sum or by monthly installments through payroll deduction. If the member chooses to pay by installment, the cost of the service credit shall be computed in the same manner as for a lump-sum payment, which shall be the principal. Interest, at the annual actuarial rate in effect at the time each payment is made, shall be added to each monthly payment at the rate of one-twelfth (1/12) of the annual interest rate applied to the declining principal amount. Installment purchases shall be for no less than twelve (12) nor more than sixty (60) months. If the member leaves office before completing his installment payments, he may satisfy his contract by a lump-sum payment of the remaining principal amount, but no further installment payments shall be accepted thereafter. In this case, the member shall be credited with the military service credit for which he has paid, in years or months but no fraction less than a full month, and any payment remaining after credit for full months has been awarded shall be returned to the member.

(c) The payments made under this section shall be considered accumulated contributions of the member and shall not be picked up by the employer under KRS 6.505(2).

(d) No veteran shall be eligible to purchase military service credit under this section if he is receiving a military pension or is eligible for a military pension in the future, unless the military pension is for service primarily on inactive duty in a reserve component of the Armed Forces, or is a disability pension which does not exceed five hundred dollars ($500) monthly.

(3) If spouses both serve in the General Assembly, but not simultaneously, they may combine their service credit in the Legislators' Retirement Plan for all purposes of that plan into a single account, and may jointly designate to whom the service retirement allowance shall be paid. The designation shall not be changed once it is made. Assuming equal service credit, the benefits paid, under this section, to a legislator and his or her spouse who also served as a legislator shall not exceed the benefits that the same legislator and his or her spouse would receive if the spouse had not served as a legislator.

(4) In the event of divorce, rights to benefits shall be considered marital property subject to the provisions of KRS 403.190.

(5) A former legislator whose spouse currently serves in the General Assembly and who received a refund of contributions under KRS 21.460 may repurchase service credit which he or she previously had by repaying the amount refunded with interest at six percent (6%) per annum, and the service credit shall become part of the single account authorized by subsection (3) of this section.

(6) A member who has qualified for benefits under KRS 6.525(1) may transfer to the Legislators' Retirement Plan up to ten (10) years of service credit which he has earned in a retirement system administered by Kentucky Retirement Systems. If the member elects to transfer his service credit, the system from which the transfer is made shall transfer to the legislators' retirement fund an amount equal to the employee's and employer's contributions attributable to that credit, together with interest on the contributions from the date made to date of transfer at the actuarially assumed interest rate of the system from which the transfer is made in effect at the time the contributions were made, compounded annually at that same

interest rate. The member shall be entitled to the transferred service credit, at the rate at which he qualifies under KRS 6.520, when he pays the total difference between the amount of the funds transferred and the cost of the credit to the Legislators' Retirement Plan, as determined by the actuary for the Legislators' Retirement Plan. The member may pay by transfer, if authorized under subsection (7)(d) of this section, by lump sum, or by increments, as provided for in this section. The payments made under this section shall be considered accumulated contributions of the member and shall not be picked up by the employer under KRS 6.505(2).

(7) ~~[Any provision of law to the contrary notwithstanding, paragraphs (a), (b), (c), and (d) of this subsection shall apply only to applicable officials who are in office on June 21, 2001, and who are in active contributing status to the applicable retirement plan on June 21, 2001.]~~

(a) Any active member of the Legislators Retirement Plan who is vested in the Legislators Retirement Plan under KRS 6.525, shall receive service credit for a maximum of four (4) years each for his period of service as a Domestic Relations Commissioner, a Master Commissioner, or a District Court Trial Commissioner of the Commonwealth of Kentucky, or a combination thereof, if the service has not been credited to the member's account with any other public defined benefit plan, by paying the retirement system one hundred percent (100%) of the actuarial cost of the service as determined by the board of trustees, based on assumptions used in the most recent biennial evaluation. The period of service to be purchased shall be certified to the board of trustees by the custodian of the records. The service credit shall be awarded and the cost shall be determined in conformity with the rate that applies to the member in question under KRS 6.520. Service credit awarded under this subsection shall be equivalent, for all purposes of the Legislators Retirement Plan, to other service credit earned in the plan. The member may pay by transfer, by lump sum, or by increments as set forth in this section. The payments made under this section shall be considered accumulated contributions of the member and shall not be picked up by the employer under KRS 6.505(2).

(b) Any active member of the Legislators Retirement Plan who is vested in the Legislators Retirement Plan under KRS 6.525, shall receive service credit for his period of service to the United States Government, other than service in the Armed Forces, if the service has not been credited to the member's account with any other public defined benefit plan, by paying the retirement system one hundred percent (100%) of the actuarial cost of the service as determined by the board of trustees, based on assumptions used in the most recent biennial evaluation. The period of service to be purchased shall be certified to the board of trustees by the custodian of the records. The service credit shall be awarded and the cost shall be determined in conformity with the rate that applies to the member in question under KRS 6.520. Service credit awarded under this subsection shall be equivalent, for all purposes of the Legislators Retirement Plan, to other service credit earned in the plan. The member may pay by transfer, by lump sum, or by increments as set forth in this section. The payments made under this section shall be considered accumulated contributions of the member and shall not be picked up by the employer under KRS 6.505(2).

(c) Any member of the Legislators Retirement Plan, ***who is in office on June 21, 2001, and who is in active contributing status to the applicable retirement plan on June 21, 2001, and*** who has at least two hundred forty (240) months of service credit may purchase a combined maximum total of five (5) years of retirement service credit that is not otherwise purchasable, by paying the retirement system one hundred percent (100%) of the actuarial cost of the service as determined by the board of trustees, based on assumptions used in the most recent biennial evaluation. The member shall be entitled to the service credit at the rate at which he qualifies under KRS 6.520. Service credit awarded under this subsection shall be equivalent, for all purposes of the Legislators Retirement Plan, to other service credit earned in the plan. The member may pay by transfer, by lump sum, or by increments as set forth in this section. The payments made under this section shall be considered accumulated contributions of the member and shall not be picked up by the employer under KRS 6.505(2).

(d) A member of the Legislators Retirement Plan may purchase service credit under the provisions of this section by transferring funds under the rules in 26 U.S.C. sec. 401(a)(31) directly from a retirement plan or a deferred compensation arrangement maintained by his employer that is a qualified plan under 26 U.S.C. sec. 401(a). Service credit may also be purchased by a rollover of funds from a qualified retirement plan under the rules specified in 26 U.S.C. sec. 402(c). The Legislators Retirement Fund shall accept the transfer or rollover to the extent permitted under the rules specified in 26 U.S.C. secs. 402(c) and 401(a)(31). The amount shall be credited to the individual member's contribution account and shall be considered accumulated contributions of the member and shall not be picked up by the employer under KRS 6.505(2).".

Floor Amendment No. 2 to **SB 180**, by Representative Childers:

SB 180, On page 2, after line 7, by inserting:

"SECTION 2. A NEW SECTION OF KRS CHAPTER 164 IS CREATED TO READ AS FOLLOWS:

(1) It is the intent of the General Assembly to establish a scholarship program to provide eligible Kentucky students the opportunity to attend an accredited school of veterinary medicine under contract with the Commonwealth and become certified veterinarians rendering service in underserved areas in the Commonwealth. For purposes of this section "underserved area" means a county or counties with ten (10) or fewer veterinarians per one hundred thousand (100,000) people or a deficiency of a specific category of veterinary practice like food animal, equine, or small animal

determined by the species and number of animals in the county.

(2) The Kentucky Higher Education Assistance Authority may award scholarships, to the extent funds are available for that purpose, to persons who declare an intent to become veterinarians and practice in an underserved area in the Commonwealth and who are eligible under subsection (3) of this section.

(3) The authority may award scholarships to students who meet the following criteria:

(a) Kentucky residents who are United States citizens as determined by the Council on Postsecondary Education for the purposes of admission and tuition assessment;

(b) Students who are enrolled or accepted for enrollment in an eligible program of study accredited by the American Veterinary Medical Association's Council on Education, on a full-time basis, or eligible students who have a disability defined by Title II of the Americans with Disabilities Act, 42 U.S.C. secs. 12131 et seq., certified by a licensed physician to be unable to attend the eligible program of study full-time because of the disability;

(c) Students who have completed their preceptorship in a food animal practice, or in a mixed practice where at least thirty percent (30%) of the practice is large animal;

(d) Students who agree to render one (1) year of qualified service in an underserved area of the Commonwealth for each year the scholarship was awarded. "Qualified service" means a full-time practice in the Commonwealth of Kentucky as a licensed doctor of veterinary science for a majority of the calendar year except that an individual having a disability defined by Title II of the Americans with Disabilities Act, 42 U.S.C. secs. 12131 et seq., whose disability, certified by another licensed physician, prevents him or her from practicing full-time, shall be deemed to perform qualified service by practicing the maximum time permitted by the attending physician; and

(e) Students who sign a promissory note as evidence of the scholarship awarded and the obligation to repay the scholarship amount or render medical service as agreed in lieu of payment.

(4) The amount of the scholarship awarded to an eligible student by the authority shall be determined by the Kentucky Higher Education Assistance Authority.

(5) The authority shall require a promissory note to be executed by the student as evidence of the obligation. The recipient shall render one (1) year of qualified service for each year the scholarship was awarded. Upon completion of each year of qualified service, the authority shall cancel the appropriate number of promissory notes. Promissory notes shall be canceled by qualified service in the order in which the promissory notes were executed. Service credit shall not include residency service. In the event a recipient fails to complete an eligible program of study, or fails to render qualified veterinary service as agreed in subsection (3) of this section, the recipient shall be liable for the total repayment of the amount of the scholarship awarded.

(6) A scholarship shall not be awarded or a promissory note cancellation shall not be granted to any person who is in default on any obligation to the authority under any program administered by the authority under KRS 164.740 to 164.785 until financial obligations to the authority are satisfied, except that ineligibility for this reason may be waived by the authority for cause.

(7) A repayment obligation imposed by this section shall not be voidable by reason of the age of the recipient at the time of executing the promissory note.

(8) Failure to meet repayment obligations imposed by this section shall be cause for the revocation of the scholarship recipient's license to practice medicine, subject to the procedures set forth in KRS Chapter 311.

(9) Notwithstanding KRS 164.753(3), the authority shall establish by administrative regulation procedures for the administration of this program, including the execution of appropriate contracts and promissory notes, cancellation of the obligation, repayment of outstanding debt, and the priority of awarding scholarships if funds are insufficient to honor all requests.

(10) Notwithstanding any other statute to the contrary, the maximum interest rate applicable to repayment of a promissory note under this section shall be twelve percent (12%) per annum, except that if a judgment is rendered to recover payment, the judgment shall bear interest at the rate of five percent (5%) greater than the rate actually charged on the promissory note.

(11) (a) The "Veterinary Medicine Scholarship Program fund" is hereby created as a special trust fund in the State Treasury administered by the Kentucky Higher Education Assistance Authority for the purpose of providing funds for scholarships to eligible students studying veterinary medicine in schools under contract with the Commonwealth.

(b) The trust fund may receive state appropriations, gifts, and grants from public and private sources, and federal funds. Any unallotted or unencumbered balances in the trust fund shall be invested as provided in KRS 42.500(9). Income earned from the investments shall be credited to the trust fund. Any fund balance at the close

of the fiscal year shall not lapse but shall be carried forward to the next fiscal year and continuously appropriated only for the purposes specified in this section. A general statement that all continuing appropriations are repealed, discontinued, or suspended shall not operate to repeal, discontinue, or suspend this fund or to repeal this section.

Section 3. Scholarships under Section 2 of this Act may be awarded beginning with the 2003-2004 academic year.".

Floor Amendment No. 1 to **SB 169**, by Representative Draud:

SB 169, On page 1, after line 17, by inserting a new section as follows:

"SECTION 2. A NEW SECTION OF KRS CHAPTER 278 IS CREATED TO READ AS FOLLOWS:

No merchant power plant shall be constructed except in accordance with local planning and zoning laws and regulations. No merchant power plant shall be constructed so that its exhaust stack is less than two thousand (2000) feet from a residential neighborhood or the property line of a historic landmark, school, hospital, church, library, or nursing home facility."

Floor Amendment No. 2 Title to **SB 169**, by Representative Draud:

SB 169, On page 1, title line, by changing the title to read "AN ACT relating to air emissions."

Floor Amendment No. 58 to Floor Amendment 21 to the Committee Substitute to **HB 768**, by Representative Tapp:

HB 768, On page 33, between lines 24 and 25, by inserting the following:

"*1. a. For fiscal year 2002-2003, the first thirteen million eight hundred and thirty six thousand dollars ($13,836,000) shall be appropriated and placed in a separate account within the Finance and Administration Cabinet to fund the Shelby County Courthouse project, including the annual use allowance for that project. The funds appropriated and distributed under this subparagraph shall not lapse but shall remain in that account for the funding of the project authorized by this subparagraph.*"

On page 33, line 25, by deleting "*1.*" and inserting "*b.*" in lieu thereof;

On page 33, line 25, after "*2002-2003*" by inserting "*, after appropriation and distribution of the funds pursuant to subparagraph 1.a. of this paragraph,*"

Floor Amendment No. 2 to the Committee Substitute to **SB 33**, by Representative Geveden:

SB 33, On page 36, line 1, after "*(3)*" by deleting the remaining language on line 1 and all the language on lines 2 through 27 in its entirety;

On page 37, by deleting lines 1 through 10 in their entirety;

On page 37, line 11, by deleting "*(5)*"

Floor Amendment No. 3 to **SB 169**, by Representative Upchurch:

SB 169, On page 1, after line 17, by adding the following new section"

"Section 2. This Act shall be known and may be cited as the Thomas J. Burch Hot Air Act of 2002."

Floor Amendment No. 4 to the Committee Substitute to **SB 123**, by Representative Upchurch:

SB 123, On page 19, after line 14, by adding the following new section:

"Section 17. This Act shall be known and may be cited as the Thomas J. Burch Self-Intoxication Act of 2002."

Floor Amendment No. 15 to the Committee Substitute to **SB 227**, by Representative Riner:

SB 227, On page 2, after line 14, insert the following:

"SECTION 4. A NEW SECTION OF KRS CHAPTER 510 IS CREATED TO READ AS FOLLOWS:

A prosecuting attorney shall not agree to the amendment of a charge of rape in the third degree, as established in Section 1 of this Act, or sexual abuse in the first degree, as established in KRS 510.110, to any misdemeanor offense and shall oppose the

amendment of the charge at trial and at any pretrial proceeding, unless the prosecuting attorney certifies to the court on the record that there is insufficient evidence to prove, by a preponderance of the evidence, that the defendant committed the offense of rape in the third degree or sexual abuse in the first degree."

Floor Amendment No. 16 to **SB 227**, by Representative Riner:

SB 227, On page 2, after line 6, insert the following:

"SECTION 4. A NEW SECTION OF KRS CHAPTER 510 IS CREATED TO READ AS FOLLOWS:

A prosecuting attorney shall not agree to the amendment of a charge of rape in the third degree, as established in Section 1 of this Act, or sexual abuse in the first degree, as established in Section 3 of this Act, to any misdemeanor offense and shall oppose the amendment of the charge at trial and at any pretrial proceeding, unless the prosecuting attorney certifies to the court on the record that there is insufficient evidence to prove, by a preponderance of the evidence, that the defendant committed the offense of rape in the third degree or sexual abuse in the first degree."

Floor Amendment No. 1 to **SB 210**, by Representative Hall:

SB 210, On page l, line 20 after "(b)" by deleting all new language through line 25; and

On page 2, by deleting lines 1 through 8; and

On page 1, line 20 after "(b)" by inserting the following:

"***Beginning with the 2003-2004 school year, the state board, from the representatives it appoints, shall appoint two (2) representatives of nonpublic member schools to the board of control of any agency or organization designated by the state board to manage interscholastic athletics. One (1) representative of nonpublic member schools shall represent regions one (1) through eight (8) and one (1) representative of nonpublic member schools shall represent regions nine (9) through sixteen (16). The nonpublic school representatives on the board of control shall not be from classification A1 or D1 schools. Following initial appointment of these nonpublic school representatives to the agency's or organization's board of control, terms of the nonpublic school representatives shall be staggered so that only one (1) nonpublic school member is appointed in each even-numbered year.***".

Floor Amendment No. 5 to the Committee Substitute to **SB 132**, by Representative Palumbo:

SB 132, On page 34, after line 9, by inserting:

"Section 9. KRS 156.070 is amended to read as follows:

(1) The Kentucky Board of Education shall have the management and control of the common schools and all programs operated in these schools, including interscholastic athletics, the Kentucky School for the Deaf, the Kentucky School for the Blind, and community education programs and services.

(2) The Kentucky Board of Education may designate an organization or agency to manage interscholastic athletics in the common schools, provided that the rules, regulations, and bylaws of any organization or agency so designated shall be approved by the board, and provided further that any administrative hearing conducted by the designated managing organization or agency shall be conducted in accordance with KRS Chapter 13B.

(a) The state board or its designated agency shall assure through promulgation of administrative regulations that if a secondary school sponsors or intends to sponsor an athletic activity or sport that is similar to a sport for which National Collegiate Athletic Association members offer an athletic scholarship, the school shall sponsor the athletic activity or sport for which a scholarship is offered. The administrative regulations shall specify which athletic activities are similar to sports for which National Collegiate Athletic Association members offer scholarships.

(b) The state board***,*** ~~[or]~~ any agency designated by the state board to manage interscholastic athletics***, a local board of education, or a school-based decision making council*** shall not promulgate rules, administrative regulations, or bylaws which prohibit pupils in grades seven (7) to eight (8) from participating in any high school sports except for high school varsity soccer and football, or from participating on more than one (1) school-sponsored team at the same time in the same sport. The Kentucky Board of Education, or an agency designated by the board to manage interscholastic athletics, may promulgate administrative regulations restricting, limiting, or prohibiting participation in high school varsity soccer and football for students who have not successfully completed the eighth grade.

(c) Any student who turns nineteen (19) years of age prior to August 1 shall not be eligible for high school athletics in Kentucky. Any student who turns nineteen (19) years of age on or after August 1 shall remain eligible for that school year only.

(d) If the state board or any agency designated by the state board to manage interscholastic athletics promulgates administrative regulations that permit a school district to employ or assign nonteaching personnel to serve in a coaching position, those administrative regulations shall apply to all sports and sports activities, including basketball and football. The administrative regulations shall give preference to the hiring or assignment of certified personnel over nonteaching personnel in coaching positions.".

(3) (a) The Kentucky Board of Education is hereby authorized to lease from the State Property and Buildings Commission, or others, whether public or private, any lands, buildings, structures, installations, and facilities suitable for use in establishing and furthering television and related facilities as an aid or supplement to classroom instruction, throughout the Commonwealth, and for incidental use in any other proper public functions. The lease may be for any initial term commencing with the date of the lease and ending with the next ensuing June 30, which is the close of the then-current fiscal biennium of the Commonwealth, with exclusive options in favor of the board to renew the same for successive ensuing bienniums, July 1 in each even year to June 30 in the next ensuing even year; and the rentals may be fixed at the sums in each biennium, if renewed, sufficient to enable the State Property and Buildings Commission to pay therefrom the maturing principal of and interest on, and provide reserves for, any revenue bonds which the State Property and Buildings Commission may determine to be necessary and sufficient, in agreement with the board, to provide the cost of acquiring the television and related facilities, with appurtenances, and costs as may be incident to the issuance of the bonds.

(b) Each option of the Kentucky Board of Education to renew the lease for a succeeding biennial term may be exercised at any time after the adjournment of the session of the General Assembly at which appropriations shall have been made for the operation of the state government for such succeeding biennial term, by notifying the State Property and Buildings Commission in writing, signed by the chief state school officer, and delivered to the secretary of the Finance and Administration Cabinet as a member of the commission. The option shall be deemed automatically exercised, and the lease automatically renewed for the succeeding biennium, effective on the first day thereof, unless a written notice of the board's election not to renew shall have been delivered in the office of the secretary of the Finance and Administration Cabinet before the close of business on the last working day in April immediately preceding the beginning of the succeeding biennium.

(c) The Kentucky Board of Education shall not itself operate leased television facilities, or undertake the preparation of the educational presentations or films to be transmitted thereby, but may enter into one (1) or more contracts to provide therefor, with any public agency and instrumentality of the Commonwealth having, or able to provide, a staff with proper technical qualifications, upon which agency and instrumentality the board, through the chief state school officer and the Department of Education, is represented in such manner as to coordinate matters of curriculum with the curricula prescribed for the public schools of the Commonwealth. Any contract for the operation of the leased television or related facilities may permit limited and special uses of the television or related facilities for other programs in the public interest, subject to the reasonable terms and conditions as the board and the operating agency and instrumentality may agree upon; but any contract shall affirmatively forbid the use of the television or related facilities, at any time or in any manner, in the dissemination of political propaganda or in furtherance of the interest of any political party or candidate for public office, or for commercial advertising. No lease between the board and the State Property and Buildings Commission shall bind the board to pay rentals for more than one (1) fiscal biennium at a time, subject to the aforesaid renewal options. The board may receive and may apply to rental payments under any lease and to the cost of providing for the operation of the television or related facilities not only appropriations which may be made to it from state funds, from time to time, but also contributions, gifts, matching funds, devises, and bequests from any source, whether federal or state, and whether public or private, so long as the same are not conditioned upon any improper use of the television or related facilities in a manner inconsistent with the provisions of this subsection.

(4) The state board may, on the recommendation and with the advice of the chief state school officer, prescribe, print, publish, and distribute at public expense such administrative regulations, courses of study, curriculums, bulletins, programs, outlines, reports, and placards as each deems necessary for the efficient management, control, and operation of the schools and programs under its jurisdiction. All administrative regulations published or distributed by the board shall be inclosed in a booklet or binder on which the words "informational copy" shall be clearly stamped or printed.

(5) Upon the recommendation of the chief state school officer or his designee, the state board shall establish policy or act on all matters relating to programs, services, publications, capital construction and facility renovation, equipment, litigation, contracts, budgets, and all other matters which are the administrative responsibility of the Department of Education.".

Floor Amendment No. 6 Title to **SB 132**, by Representative Palumbo:

SB 132, Change title to read "AN ACT relating to education."

Floor Amendment No. 7 to the Committee Substitute to **SB 132**, by Representative Webb:

SB 132, On page 34, after line 9, by inserting:

"Section 9. KRS 156.070 is amended to read as follows:

(1) The Kentucky Board of Education shall have the management and control of the common schools and all programs operated in these schools, including interscholastic athletics, the Kentucky School for the Deaf, the Kentucky School for the Blind, and community education programs and services.

(2) The Kentucky Board of Education may designate an organization or agency to manage interscholastic athletics in the common schools, provided that the rules, regulations, and bylaws of any organization or agency so designated shall be approved by the board, and provided further that any administrative hearing conducted by the designated managing organization or agency shall be conducted in accordance with KRS Chapter 13B.

(a) The state board or its designated agency shall assure through promulgation of administrative regulations that if a secondary school sponsors or intends to sponsor an athletic activity or sport that is similar to a sport for which National Collegiate Athletic Association members offer an athletic scholarship, the school shall sponsor the athletic activity or sport for which a scholarship is offered. The administrative regulations shall specify which athletic activities are similar to sports for which National Collegiate Athletic Association members offer scholarships.

(b) The state board or any agency designated by the state board to manage interscholastic athletics shall not promulgate rules, administrative regulations, or bylaws which prohibit pupils in grades seven (7) to eight (8) from participating in any high school sports except for high school varsity soccer and football, or from participating on more than one (1) school-sponsored team at the same time in the same sport. The Kentucky Board of Education, or an agency designated by the board to manage interscholastic athletics, may promulgate administrative regulations restricting, limiting, or prohibiting participation in high school varsity soccer and football for students who have not successfully completed the eighth grade.

(c) Any student who turns nineteen (19) years of age prior to August 1 shall not be eligible for high school athletics in Kentucky. Any student who turns nineteen (19) years of age on or after August 1 shall remain eligible for that school year only.

(d) If the state board***,*** ~~[or]~~ any agency designated by the state board to manage interscholastic athletics***, or a local school board*** promulgates administrative regulations ***or policies*** that permit a school district to employ or assign nonteaching personnel to serve in a coaching position, those administrative regulations ***or policies*** shall apply to all sports and sports activities, including basketball and football. The administrative regulations ***or policies*** shall give preference to the hiring or assignment of certified personnel over nonteaching personnel in coaching positions.

(3) (a) The Kentucky Board of Education is hereby authorized to lease from the State Property and Buildings Commission, or others, whether public or private, any lands, buildings, structures, installations, and facilities suitable for use in establishing and furthering television and related facilities as an aid or supplement to classroom instruction, throughout the Commonwealth, and for incidental use in any other proper public functions. The lease may be for any initial term commencing with the date of the lease and ending with the next ensuing June 30, which is the close of the then-current fiscal biennium of the Commonwealth, with exclusive options in favor of the board to renew the same for successive ensuing bienniums, July 1 in each even year to June 30 in the next ensuing even year; and the rentals may be fixed at the sums in each biennium, if renewed, sufficient to enable the State Property and Buildings Commission to pay therefrom the maturing principal of and interest on, and provide reserves for, any revenue bonds which the State Property and Buildings Commission may determine to be necessary and sufficient, in agreement with the board, to provide the cost of acquiring the television and related facilities, with appurtenances, and costs as may be incident to the issuance of the bonds.

(b) Each option of the Kentucky Board of Education to renew the lease for a succeeding biennial term may be exercised at any time after the adjournment of the session of the General Assembly at which appropriations shall have been made for the operation of the state government for such succeeding biennial term, by notifying the State Property and Buildings Commission in writing, signed by the chief state school officer, and delivered to the secretary of the Finance and Administration Cabinet as a member of the commission. The option shall be deemed automatically exercised, and the lease automatically renewed for the succeeding biennium, effective on the first day thereof, unless a written notice of the board's election not to renew shall have been delivered in the office of the secretary of the Finance and Administration Cabinet before the close of business on the last working day in April immediately preceding the beginning of the succeeding biennium.

(c) The Kentucky Board of Education shall not itself operate leased television facilities, or undertake the preparation of the educational presentations or films to be transmitted thereby, but may enter into one (1) or more contracts to provide therefor, with any public agency and instrumentality of the Commonwealth having, or able to provide, a staff with proper technical qualifications, upon which agency and instrumentality the board, through the chief state school officer and the Department of Education, is represented in such manner as to coordinate matters of curriculum with the curricula prescribed for the public schools of the Commonwealth. Any contract for the operation of the leased television or related facilities may permit limited and special uses of the television or related facilities for other programs in the public interest, subject to the reasonable terms and conditions as the board and the operating agency and instrumentality may agree upon; but any contract shall affirmatively forbid the use of the television or related facilities, at any time or in any manner, in the dissemination of political propaganda or in furtherance of the interest of any political party or candidate for public office, or for commercial advertising. No lease between the board and the State Property and Buildings Commission shall bind the board to pay rentals for more than one (1) fiscal biennium at a time, subject to the aforesaid renewal options. The board may receive and may apply to rental payments under any lease and to the cost of providing for the operation of the television or related facilities not only appropriations which may be made to it from state funds, from time to time, but also contributions, gifts, matching funds, devises, and bequests from any source, whether federal or state, and whether public or private, so long as the same are not conditioned upon any improper use of the television or related facilities in a manner inconsistent with the provisions of this subsection.

(4) The state board may, on the recommendation and with the advice of the chief state school officer, prescribe, print, publish, and distribute at public expense such administrative regulations, courses of study, curriculums, bulletins, programs, outlines, reports, and placards as each deems necessary for the efficient management, control, and operation of the schools and programs under its jurisdiction. All administrative regulations published or distributed by the board shall be inclosed in a booklet or binder on which the words "informational copy" shall be clearly stamped or printed.

(5) Upon the recommendation of the chief state school officer or his designee, the state board shall establish policy or act on all matters relating to programs, services, publications, capital construction and facility renovation, equipment, litigation, contracts, budgets, and all other matters which are the administrative responsibility of the Department of Education.".

Floor Amendment No. 4 to the Committee Substitute to **SB 193**, by Representative Upchurch:

SB 193, On page 25, after line 23, by adding the following new section:

"Section 13. This Act shall be known and may be cited as the Thomas J. Burch 'I Just Can't Contain Myself' Act of 2002."

Floor Amendment No. 14 Title to **SB 257**, by Representative Riggs:

SB 257, Amend the title to read as follows: "AN ACT relating to public utilities and declaring an emergency."

Floor Amendment No. 8 to the Committee Substitute to **SB 132**, by Representative Colter:

SB 132, On page 34, after line 9, by inserting:

"Section 9. Whereas many counties have experienced disastrous flooding that destroyed homes and businesses, closed or destroyed roads, disrupted families and work, and necessitated school closures for several days in addition to days already missed for closures due to snow, the commissioner of education, notwithstanding any other statute to the contrary or administrative regulation to the contrary, shall approve the request for all disaster days from a school district for those days missed above five (5) days as a result of flooding, snow, other local disaster, or a combination thereof.

Section 10. Whereas school districts must know how to adjust the school calendar for the remaining part of the school year, an emergency is declared to exist, and this Act takes effect upon its passage and approval by the Governor or upon its otherwise becoming a law.".

Floor Amendment No. 5 to the Committee Substitute to **SB 123**, by Representative Riner:

SB 123, On page 19, after line 14, by inserting the following:

"SECTION 17. A NEW SECTION OF KRS CHAPTER 243 IS CREATED TO READ AS FOLLOWS:

The General Assembly finds that it is not in the best interests of families and children for alcoholic beverages to be sold at sporting events which are held at state-owned facilities, and which are attended by children. The General Assembly encourages those formulating policies governing state-owned facilities at which sporting events are held to consider the long-term negative impact on children when the Commonwealth allows alcoholic beverages to be associated with sporting events.".

Floor Amendment No. 1 to the Committee Substitute to **SB 184**, by Representative Cherry:

SB 184, On page 17, after line 26, by inserting the following new section:

"Section 13. KRS 21.580 is amended to read as follows:

(1) As a pilot project to determine the effectiveness of using senior retired judges to combat backlog and delay in Kentucky courts, there is hereby created a "Senior Status Program for Special Judges." The program shall be implemented as follows:

(a) KRS 21.400(1) and any other provision in KRS Chapter 21 to the contrary notwithstanding, a member who retires at a time when combining his total years of judicial service credit and his age equals or exceeds the number seventy-five (75), may elect, within ninety (90) days following retirement, to participate in the "Senior Status Program for Special Judges," if he complies with the provisions of this subsection. In that event, the member shall be entitled to a service retirement allowance, commencing at the member's normal retirement age, payable monthly during his lifetime in an amount equal to five percent (5%) of his final compensation multiplied by the number of years of his judicial service, not to exceed twenty (20) years of judicial service at the five percent (5%) factor, not to exceed one hundred percent (100%) of final compensation. "Final compensation" is as defined in KRS 21.400. Any nonjudicial time shall be counted as is otherwise provided in KRS Chapter 21, but in no event shall service retirement allowance exceed one hundred percent (100%) of final compensation.

(b) A Justice of the Supreme Court, Judge of the Kentucky Court of Appeals, Circuit Court Judge, or District Court Judge, who did not elect to participate in the Kentucky Judicial Retirement Plan under KRS 21.360 but who is a participant in the Kentucky Retirement Systems, whose age and years of service total at least seventy-five (75) may retire and elect, within ninety (90) days, to participate in the "Senior Status Program for Special Judges," if he or she complies with the provisions of this subsection. If complying, the retired judge shall be entitled to a supplemental service retirement allowance from the Judicial Retirement Plan, commencing at the member's normal retirement age. The supplemental allowance shall be in an amount equal to the difference in the benefit under KRS 61.595(1) attributable to judicial service only, and five percent (5%) of the final compensation under KRS 61.680(2)(a) multiplied by the number of years of judicial service. The supplemental benefit shall be limited to the difference in the annual Kentucky Retirement Systems benefit and the final compensation on which it is calculated.

(c)[~~1.~~] In the event the retiring judge elects to retire as a "Senior Status Special Judge" under this subsection, he shall commit to serve, upon appointment by the Chief Justice of the Commonwealth, as special judge for one hundred twenty (120) work days per year for a term of five (5) years without compensation other than the retirement benefits under this subsection. The Senior Status Special Judge may agree to work more than one hundred twenty (120) days in any year within the five (5) years of service; however, the Senior Status Special Judge shall be compensated as otherwise provided by law, in addition to his retirement benefits, for any days served in excess of one hundred twenty (120) in that year. If the Senior Status Special Judge has not served a total of six hundred (600) days within the five (5) year period outlined in this subsection, the Chief Justice shall require the Senior Status Special Judge to serve at no additional compensation to the Senior Status Special Judge, until the six hundred (600) day period is served by the Senior Status Special Judge. The Senior Status Special Judge and the Chief Justice may agree in writing to serve less than the one hundred twenty (120) days in any one (1) or more of the five (5) years; however, any of the days not served in a given year shall be served at the end of the five (5) year period set forth in this subsection.

(d)[~~2.~~] Should any member electing to retire under the Senior Status Program for Special Judges fail, when ordered by the Chief Justice to serve the requisite number of days not to exceed one hundred twenty (120) days a year for the five (5) year period outlined in this subsection, unless otherwise agreed in writing, he shall no longer be eligible for benefits computed under this subsection and shall return to the benefits otherwise provided under this chapter.

(e)[~~3.~~] Subject to Section 110(5)(b) of the Kentucky Constitution, the Chief Justice shall give due regard, when practical, to the desirability of appointing Senior Status Special Judges to serve within their judicial region as defined by the regional administration charter.

(2)[~~(b)~~] The inviolable contract provisions of Kentucky law, KRS 21.480 ***and KRS 61.692***, shall apply during the period of time that KRS 21.580 is effective; however, no other provisions of 2000 Ky. Acts ch. 305 shall be considered subject to an inviolable contract of the Commonwealth.

(3)[~~(c)~~]Nothing contained in this section shall be construed to invalidate provisions in the current law which require a penalty for retiring before the normal retirement age.

(4)[~~(2)~~] The Senior Status Program for Special Judges created by this section shall be open to any member who is a judge in office on July 14, 2000, and who subsequently retires as a Senior Status Special Judge on or before ***January 31, 2009***[~~June 30, 2007~~]."

Floor Amendment No. 17 to **SB 227**, by Representative Riner:

SB 227, On page 2, after line 6, by inserting the following:

"SECTION 4. A NEW SECTION OF KRS CHAPTER 510 IS CREATED TO READ AS FOLLOWS:

A prosecuting attorney shall not agree to the amendment of a charge of rape or sodomy in the first degree to a charge of sexual misconduct or to any misdemeanor offense and shall oppose the amendment of the charge at trial and at any pre-trial proceeding, unless the prosecuting attorney certifies to the court on the record that there is insufficient evidence to prove, by a preponderance of the evidence, that the defendant committed the offense of rape or sodomy in the first degree."

Floor Amendment No. 18 to **SB 227**, by Representative Riner:

SB 227, On page 2, after line 6, by inserting the following:

"SECTION 4. A NEW SECTION OF KRS CHAPTER 510 IS CREATED TO READ AS FOLLOWS:

A prosecuting attorney shall not agree to the amendment of a charge of rape or sodomy in the first or second degree to a charge of sexual misconduct or to any misdemeanor offense and shall oppose the amendment of the charge at trial and at any pre-trial proceeding, unless the prosecuting attorney certifies to the court on the record that there is insufficient evidence to prove, by a preponderance of the evidence, that the defendant committed the offense of rape or sodomy in the first or second degree."

Floor Amendment No. 19 to **SB 227**, by Representative Riner:

SB 227, On page 2, after line 6, by inserting the following:

"SECTION 4. A NEW SECTION OF KRS CHAPTER 510 IS CREATED TO READ AS FOLLOWS:

A prosecuting attorney shall not agree to the amendment of a charge of rape or sodomy of any degree to a charge of sexual misconduct or to any misdemeanor offense and shall oppose the amendment of the charge at trial and at any pre-trial proceeding, unless the prosecuting attorney certifies to the court on the record that there is insufficient evidence to prove, by a preponderance of the evidence, that the defendant committed the offense of rape or sodomy of any degree."

Floor Amendment No. 2 Title to **SB 184**, by Representative Cherry:

SB 184, By amending the title to read as follows: "AN ACT relating to governmental actions."

Floor Amendment No. 9 Title to **SB 132**, by Representative Siler:

SB 132, Change title to read "AN ACT relating to schools and declaring an emergency.".

Floor Amendment No. 5 to the Committee Substitute to **SB 193**, by Representative Wilkey:

SB 193, On page 7, line 9, after "perform", bracket and strike through "an";

On page 7, line 9, after "actuarial", insert "*studies*" and bracket and strike through "study";

On page 9, between lines 18 and 19, insert the following:

"*(5) The office may transfer funds from the petroleum storage tank account to the small operator tank removal account as needed to satisfy the obligations, future liabilities, and expenses necessary to operate that account. The office may transfer funds to the financial responsibility account as needed to maintain within that account sufficient funds to demonstrate financial responsibility and to ensure payment of claims as provided in subsection (2)(c) of this section.*";

On page 11, lines 22 and 23, delete entirely;

On page 11, line 25, insert "*information on*" before "*the current*";

On page 14, line 24, after "*mailing.*" insert "*The review period shall be tolled pending submittal of information responding to the deficiency, but not to exceed thirty (30) days.*";

On page 14, line 25, after the comma, insert "*or at the end of the thirty (30) day period,* ";

On page 14, line 26, after "*period*" insert "*. Nothing in this section shall be construed as preventing the fund from making partial reimbursement as appropriate.*";

On page 14, lines 26 and 27, delete "*, but not to exceed forty-five (45) days.*";

On page 20, line 2, after "(5)", insert the following: "*Within thirty (30) days of the close of fiscal year 2001-2002 and each fiscal year thereafter, the state budget director shall review the balance of each account to determine if a surplus exists. "Surplus" means funds in excess of the amounts necessary to satisfy the obligations in each account for all eligible facilities, to satisfy future liabilities and expenses necessary to operate each account, and to maintain an appropriate reserve in the financial responsibility account to demonstrate financial responsibility and compensate for third-party claims. The state budget director shall report the determination to the Interim Joint Committee on Appropriations and Revenue. After a determination that a surplus exists, the surplus shall be transferred to a restricted account and retained until appropriated by the General Assembly*";

On page 20, line 2, place an opening bracket around and strike through "The office";

On page 20, lines 2 to 7, after "office" delete all new language; and

On page 20, line 7, remove the opening bracket.

Floor Amendment No. 16 Title to **SB 257**, by Representative Stumbo:

SB 257, Delete Title line in its entirety and insert "AN ACT relating to public protection and making an appropriation therefor and declaring an emergency."

Floor Amendment No. 3 to the Committee Substitute to **SB 280**, by Representative Cherry:

SB 280, On page 7, after line 15, by inserting the following new section:

"Section 3. KRS 21.580 is amended to read as follows:

(1) As a pilot project to determine the effectiveness of using senior retired judges to combat backlog and delay in Kentucky courts, there is hereby created a "Senior Status Program for Special Judges." The program shall be implemented as follows:

(a) KRS 21.400(1) and any other provision in KRS Chapter 21 to the contrary notwithstanding, a member who retires at a time when combining his total years of judicial service credit and his age equals or exceeds the number seventy-five (75), may elect, within ninety (90) days following retirement, to participate in the "Senior Status Program for Special Judges," if he complies with the provisions of this subsection. In that event, the member shall be entitled to a service retirement allowance, commencing at the member's normal retirement age, payable monthly during his lifetime in an amount equal to five percent (5%) of his final compensation multiplied by the number of years of his judicial service, not to exceed twenty (20) years of judicial service at the five percent (5%) factor, not to exceed one hundred percent (100%) of final compensation. "Final compensation" is as defined in KRS 21.400. Any nonjudicial time shall be counted as is otherwise provided in KRS Chapter 21, but in no event shall service retirement allowance exceed one hundred percent (100%) of final compensation.

(b) A Justice of the Supreme Court, Judge of the Kentucky Court of Appeals, Circuit Court Judge, or District Court Judge, who did not elect to participate in the Kentucky Judicial Retirement Plan under KRS 21.360 but who is a participant in the Kentucky Retirement Systems, whose age and years of service total at least seventy-five (75) may retire and elect, within ninety (90) days, to participate in the "Senior Status Program for Special Judges," if he or she complies with the provisions of this subsection. If complying, the retired judge shall be entitled to a supplemental service retirement allowance from the Judicial Retirement Plan, commencing at the member's normal retirement age. The supplemental allowance shall be in an amount equal to the difference in the benefit under KRS 61.595(1) attributable to judicial service only, and five percent (5%) of the final compensation under KRS 61.680(2)(a) multiplied by the number of years of judicial service. The supplemental benefit shall be limited to the difference in the annual Kentucky Retirement Systems benefit and the final compensation on which it is calculated.

(c)[~~1.~~] In the event the retiring judge elects to retire as a "Senior Status Special Judge" under this subsection, he shall commit to serve, upon appointment by the Chief Justice of the Commonwealth, as special judge for one hundred twenty (120) work days per year for a term of five (5) years without compensation other than the retirement benefits under this subsection. The Senior Status Special Judge may agree to work more than one hundred twenty (120) days in any year within the five (5) years of service; however, the Senior Status Special Judge shall be compensated as otherwise provided by law, in addition to his retirement benefits, for any days served in excess of one hundred twenty (120) in that year. If the Senior Status Special Judge has not served a total of six hundred (600) days within the five (5) year period outlined in this subsection, the Chief Justice shall require the Senior Status Special Judge to serve at no additional compensation to the Senior Status Special Judge, until the six hundred (600) day period is served by the Senior Status Special Judge. The Senior Status Special Judge and the Chief Justice may agree in writing to serve less than the one hundred twenty (120) days in any one (1) or more of the five (5) years; however, any of the days not served in a given year shall be served at the end of the five (5) year period set forth in this subsection.

(d)[~~2.~~] Should any member electing to retire under the Senior Status Program for Special Judges fail, when ordered by the Chief Justice to serve the requisite number of days not to exceed one hundred twenty (120) days a year for the five (5) year period outlined in this subsection, unless otherwise agreed in writing, he shall no longer be eligible for benefits computed under this subsection and shall return to the benefits otherwise provided under this chapter.

(e)[~~3.~~] Subject to Section 110(5)(b) of the Kentucky Constitution, the Chief Justice shall give due regard, when practical, to the desirability of appointing Senior Status Special Judges to serve within their judicial region as defined by the regional administration charter.

(2)[~~(b)~~] The inviolable contract provisions of Kentucky law, KRS 21.480 ***and KRS 61.692***, shall apply during the period of time that KRS 21.580 is effective; however, no other provisions of 2000 Ky. Acts ch. 305 shall be considered subject to an inviolable contract of the Commonwealth.

(3)[~~(c)~~]Nothing contained in this section shall be construed to invalidate provisions in the current law which require a penalty for retiring before the normal retirement age.

(4)[~~(2)~~] The Senior Status Program for Special Judges created by this section shall be open to any member who is a judge in office on July 14, 2000, and who subsequently retires as a Senior Status Special Judge on or before ***January 31, 2009***[~~June 30, 2007~~]."

Floor Amendment No. 3 to **SB 184**, by Representative Cherry:

SB 184, On page 12, after line 18, by inserting the following new section:

"Section 9. KRS 21.580 is amended to read as follows:

(1) As a pilot project to determine the effectiveness of using senior retired judges to combat backlog and delay in Kentucky courts, there is hereby created a "Senior Status Program for Special Judges." The program shall be implemented as follows:

(a) KRS 21.400(1) and any other provision in KRS Chapter 21 to the contrary notwithstanding, a member who retires at a time when combining his total years of judicial service credit and his age equals or exceeds the number seventy-five (75), may elect, within ninety (90) days following retirement, to participate in the "Senior Status Program for Special Judges," if he complies with the provisions of this subsection. In that event, the member shall be entitled to a service retirement allowance, commencing at the member's normal retirement age, payable monthly during his lifetime in an amount equal to five percent (5%) of his final compensation multiplied by the number of years of his judicial service, not to exceed twenty (20) years of judicial service at the five percent (5%) factor, not to exceed one hundred percent (100%) of final compensation. "Final compensation" is as defined in KRS 21.400. Any nonjudicial time shall be counted as is otherwise provided in KRS Chapter 21, but in no event shall service retirement allowance exceed one hundred percent (100%) of final compensation.

(b) A Justice of the Supreme Court, Judge of the Kentucky Court of Appeals, Circuit Court Judge, or District Court Judge, who did not elect to participate in the Kentucky Judicial Retirement Plan under KRS 21.360 but who is a participant in the Kentucky Retirement Systems, whose age and years of service total at least seventy-five (75) may retire and elect, within ninety (90) days, to participate in the "Senior Status Program for Special Judges," if he or she complies with the provisions of this subsection. If complying, the retired judge shall be entitled to a supplemental service retirement allowance from the Judicial Retirement Plan, commencing at the member's normal retirement age. The supplemental allowance shall be in an amount equal to the difference in the benefit under KRS 61.595(1) attributable to judicial service only, and five percent (5%) of the final compensation under KRS 61.680(2)(a) multiplied by the number of years of judicial service. The supplemental benefit shall be limited to the difference in the annual Kentucky Retirement Systems benefit and the final compensation on which it is calculated.

(c)[~~1.~~] In the event the retiring judge elects to retire as a "Senior Status Special Judge" under this subsection, he shall commit to serve, upon appointment by the Chief Justice of the Commonwealth, as special judge for one hundred twenty (120) work days per year for a term of five (5) years without compensation other than the retirement benefits under this subsection. The Senior Status Special Judge may agree to work more than one hundred twenty (120) days in any year within the five (5) years of service; however, the Senior Status Special Judge shall be compensated as otherwise provided by law, in addition to his retirement benefits, for any days served in excess of one hundred twenty (120) in that year. If the Senior Status Special Judge has not served a total of six hundred (600) days within the five (5) year period outlined in this subsection, the Chief Justice shall require the Senior Status Special Judge to serve at no additional compensation to the Senior Status Special Judge, until the six hundred (600) day period is served by the Senior Status Special Judge. The Senior Status Special Judge and the Chief Justice may agree in writing to serve less than the one hundred twenty (120) days in any one (1) or more of the five (5) years; however, any of the days not served in a given year shall be served at the end of the five (5) year period set forth in this subsection.

(d)[~~2.~~] Should any member electing to retire under the Senior Status Program for Special Judges fail, when ordered by the Chief Justice to serve the requisite number of days not to exceed one hundred twenty (120) days a year for the five (5) year period outlined in this subsection, unless otherwise agreed in writing, he shall no longer be eligible for benefits computed under this subsection and shall return to the benefits otherwise provided under this chapter.

(e)[~~3.~~] Subject to Section 110(5)(b) of the Kentucky Constitution, the Chief Justice shall give due regard, when practical, to the desirability of appointing Senior Status Special Judges to serve within their judicial region as defined by the regional administration charter.

(2)[~~(b)~~] The inviolable contract provisions of Kentucky law, KRS 21.480 ***and KRS 61.692***, shall apply during the period of time that KRS 21.580 is effective; however, no other provisions of 2000 Ky. Acts ch. 305 shall be considered subject to an inviolable contract of the Commonwealth.

(3)[~~(c)~~]Nothing contained in this section shall be construed to invalidate provisions in the current law which require a penalty for retiring before the normal retirement age.

(4)~~[(2)]~~ The Senior Status Program for Special Judges created by this section shall be open to any member who is a judge in office on July 14, 2000, and who subsequently retires as a Senior Status Special Judge on or before ***January 31, 2009***~~[June 30, 2007]~~."

Floor Amendment No. 15 to the Committee Substitute to **SB 257**, by Representative Stumbo:

SB 257, On page 1, after the enacting clause, insert the following:

"Section 1. KRS 224.43-010 is amended to read as follows:

(1) It is hereby declared to be the policy of this Commonwealth and the purpose of this chapter to provide for the management of solid waste, including reduction, collection, transportation, and disposal in a manner that will protect the public health and welfare, prevent the spread of disease and creation of nuisances, conserve our natural resources, and enhance the beauty and quality of our environment.

(2) It is the policy of the Commonwealth to limit and reduce the amount of solid waste disposed in municipal solid waste disposal facilities in the Commonwealth ***through reduction in the amount of waste generated, reuse of solid waste, waste recycling or yard waste composting, and resource recovery,*** and to encourage a regional approach to solid waste management.

(3) It is the policy of the Commonwealth that a comprehensive and integrated waste management system to handle solid waste is to be fostered. State policies and funding assistance shall reflect a preference for ***projects and practices consistent with the policies and goals established by this section***~~[solid waste management practices according to the following priority:~~

~~(a) Reduction in the amount of waste generated;~~

~~(b) Reuse of solid waste;~~

~~(c) Waste recycling or yard waste composting;~~

~~(d) Resource recovery through mixed municipal solid waste composting or incineration;~~

~~(e) Land disposal in publicly owned landfills or incineration of solid waste without energy recovery; and~~

~~(f) Land disposal in landfills other than publicly owned landfills]~~.

(4) It is ***the policy of the Commonwealth that existing open dumps be cleaned up and that new open dumps be prevented***~~[further the goal of this Commonwealth that the amount by weight of municipal solid waste disposed at municipal solid waste disposal facilities shall be reduced by a minimum of twenty-five percent (25%) by July 1, 1997, as compared to fiscal year 1993 on a statewide per capita basis. However, credit shall be given for reductions achieved prior to 1993 when accurate measurements are available. The reduction goal shall not apply to special wastes as designated by KRS 224.50-760 or industrial solid waste]~~.

(5) It is the policy of the Commonwealth that municipal solid waste disposal facilities that ceased accepting waste before July 12, 1992 undergo proper closure, characterization, and corrective action.

(6) The General Assembly finds that the goal of reducing the amount of solid waste disposed in municipal solid waste disposal facilities cannot be achieved without first identifying the amount of municipal solid waste generated statewide per capita, including the waste now disposed in open dumps, and providing incentives for the cleanup of existing open dumps and the prevention of new open dumps.

SECTION 2. A NEW SECTION OF SUBCHAPTER 43 OF KRS CHAPTER 224 IS CREATED TO READ AS FOLLOWS:

As used in Sections 2 to 4 of this Act, unless the context requires otherwise:

(1) "Environmental impact fee" means a fee paid on a product to pay costs associated with disposal of that product or the product's receptacle;

(2) (a) "Beverage" means any of the following products or mixture of the following products if the products are in liquid, ready-to-drink form, and intended for human consumption:

1. Beer or other malt beverages;

2. Carbonated and noncarbonated soft drinks;

3. Carbonated or noncarbonated water;

4. Wine and distilled spirits;

5. Fruit or vegetable juices and drinks, except as provided in subsection (2)(b) of this section;

6. Sport drinks; and

7. Coffee and tea drinks.

(b) The term "beverage" does not include the following products:

1. Infant formulas, cereals, and juices;

2. Milk or milk products, soy, rice, or similar milk substitutes;

3. Medical food intended to manage a disease or health condition and requiring a prescription;

4. Fruit and vegetable juice drinks in containers that are twenty-five (25) ounces or more in volume, or in containers that are greater than four (4) ounces and less than twenty-five (25) ounces that are packaged in units of three (3) or more containers; and

5. Nutritional products, vitamin-fortified and specifically designed to gain, reduce, or maintain weight and to aid in the consumption of a healthy diet;

(3) "Beverage cup" means:

(a) An individual disposable cup used by the fast food retail establishment industry to dispense beverages; or

(b) An individual disposable cup used by retailers which provide them to customers on a routine basis for the purpose of consumption of beverages purchased from the retailer off the premises of the retailer;

(4) "Container" means an individual bottle, can, jar, or other receptacle, not to include beverage cups or refillable cups as defined in this section, with a capacity of four (4) fluid ounces up to one (1) gallon, that contains a beverage, and which is constructed of metal, glass, plastic, paper, or any combination of these materials;

(5) "Distributor" means any person who engages in the sale of containers and who is the first person to sell the containers in this Commonwealth, including a manufacturer if the manufacturer engages in these sales and a person who imports containers from outside this Commonwealth;

(6) "Refillable container" means any container that:

(a) Is capable of being refilled multiple times; and

(b) Is distributed by a distributor that operates or has arranged for the operation of a facility and system that processes and refills all returned refillable containers sold by that distributor in the Commonwealth;

(7) "Tipping fee" means a fee paid by operators for each ton of municipal solid waste disposed in the operator's municipal solid waste disposal facility;

(8) "Fast food retailer" means a facility with a drive-through window through which food and beverages are sold; and

(9) "Retailer" means a business which is liable for the sales tax imposed by KRS 139.200.

SECTION 3. A NEW SECTION OF SUBCHAPTER 43 OF KRS CHAPTER 224 IS CREATED TO READ AS FOLLOWS:

(1) Beginning with the effective date of this Act, distributors shall pay to the Revenue Cabinet on a monthly basis one-half of one cent ($0.005) for each container sold in Kentucky as an environmental impact fee.

(2) Beginning on the effective date of this Act, fast food retail establishments shall pay to the Revenue Cabinet on a monthly basis one-half of one cent ($0.005) for each beverage cup sold or provided in Kentucky, as an environmental impact fee.

(3) Beginning on the effective date of this Act, retailers, other than fast food retailers, which provide disposable beverage cups to customers on a routine basis for the intended purpose of consumption of beverages purchased from the retailer off the premises of the retailer shall pay to the Revenue Cabinet on a monthly basis one-half of one cent ($0.005) for each such beverage cup sold or provided in Kentucky, as an environmental impact fee.

(4) Beginning on January 1, 2003, every operator of a municipal solid waste disposal facility shall pay a tipping fee of one dollar ($1) per ton of waste disposed in the facility, in addition to fees and charges assessed prior to January 1, 2003. Each operator shall pay the tipping fee to the Revenue Cabinet monthly.

(5) If a distributor, fast food retailer, retailer, or landfill operator fails to make a payment and file a return required by this section on or before the due date established by the Revenue Cabinet, the Revenue Cabinet may assess a penalty of ten percent (10%) of the amount due, plus an additional penalty of five percent (5%) of the amount due for each additional month payment is late, and interest at the rate provided for in KRS 131.183. All assessment and collection powers conveyed to the Revenue Cabinet for the assessment and collection of taxes shall apply to the assessment and collection of the environmental impact fees and the tipping fees. Any assessment issued pursuant to this section shall be subject to the protest and appeal requirements provided for in KRS Chapter 131.

(6) All payments, interest, and penalties collected by the Revenue Cabinet under this section shall be transferred monthly into the Kentucky pride fund established in Section 4 of this Act. All assessment and collection powers conveyed to the Revenue Cabinet for the assessment and collection of taxes shall apply to the assessment and collection of the environmental impact fees and the tipping fees. The Revenue Cabinet shall be reimbursed from the Kentucky pride fund for its costs incurred in assessing and collecting the fees, with the reimbursement not to exceed fifty thousand dollars ($50,000) per year.

(7) The Revenue Cabinet shall prescribe by administrative regulation, requirements for registration and remittance of the environmental impact fees and tipping fees, including the manner in which the fees shall be paid and reported, the information required on the reports, and the dates for filing.

SECTION 4. A NEW SECTION OF SUBCHAPTER 43 OF KRS CHAPTER 224 IS CREATED TO READ AS FOLLOWS:

(1) A trust fund known as the Kentucky pride fund is hereby established in the State Treasury to receive money collected from environmental impact fees and tipping fees established in Section 3 of this Act. The fund shall be used to accomplish the purposes established in this section. Any money accruing to the fund in any fiscal year shall not lapse but shall be carried forward to the next fiscal year. The fund may also receive state appropriations, gifts, grants, and federal funds. All interest earned on money in the fund shall be credited to the fund.

(2) The cabinet shall administer the Kentucky pride fund as provided by this section and any administrative regulations promulgated pursuant thereto. Money from the fund received by the cabinet, less the costs reimbursed to the Revenue Cabinet, shall be distributed as follows:

(a) Nine million dollars ($9,000,000) of the money deposited into the fund each year shall be retained by the cabinet, subject to the following conditions:

1. Up to fifty thousand dollars ($50,000) shall be reimbursed to the Revenue Cabinet for its costs for collecting the Environmental Impact Fees and the tipping fees as provided for in Section 3 of this Act;

2. The cabinet shall be reimbursed from its share of the fund for its costs incurred in administering this section; and

3. The cabinet shall use the remainder of the nine million dollars ($9,000,000) deposited into the fund exclusively for undertaking, by contract, the proper closure, characterization, and corrective action for municipal solid waste disposal facilities that ceased accepting waste before July 1, 1992. This includes identification of the facilities, prioritization of the facilities for expenditure of funds, and design and implementation of proper closure, characterization, and corrective action for the facilities.

(b) Nine million dollars ($9,000,000) of the money deposited into the fund each year shall be reserved for counties, based on each county's population as a percentage of the Commonwealth's total population at the time of distribution. Distribution of the money over the fiscal year shall be made semiannually, and shall be subject to the following conditions:

1. A county demonstrating to the cabinet that it is free of open dumps shall receive one hundred percent (100%) of its reserved share. The county shall use the money received to clean up any new open dumps which may have been created since the county was declared dump-free. After all open dumps are cleaned up, the county may use the remaining money for other county services.

2. A county that does not demonstrate to the cabinet that it is free of open dumps, but which has enacted and enforces an ordinance mandating participation by all households and businesses in a universal collection program meeting the requirements provided for in subsection (1) of Section 6 of this Act, shall receive one hundred percent (100%) of its reserved share, to be used exclusively to clean up all identified open dumps within the county on the schedule set out in the cabinet-approved solid waste management plan in effect for the county. After all open dumps are cleaned up, the county may use the money for any programs related to the environment.

3. A county that does not qualify for a distribution pursuant to subparagraph 1. or 2. of this paragraph, but does have a universal collection program for municipal solid waste deemed effective by the cabinet, shall receive one hundred percent (100%) of its reserved share, to be used exclusively to clean up all identified open dumps within the county on the schedule set out in the cabinet-approved solid waste management plan in effect for the county, provided that it apply county funds or in-kind contributions to the cleanup in an amount no less than twenty-five percent (25%) of its reserved share. After all open dumps are cleaned up, the county may use the money for other county services.

4. Any money reserved for a county that is not distributed as provided by subparagraphs 1. to 3. of this paragraph shall be returned to the Kentucky pride fund for subsequent distribution pursuant to subparagraphs 1. to 3. of this paragraph.

(c) Up to ten and one-half million dollars annually ($10,500,000) of the money deposited into the fund shall be reserved and distributed monthly to counties for anti-litter and litter control programs, universal collection programs, recycling, and solid waste management infrastructure, as identified in the cabinet-approved solid waste management plan in effect for the county, with distributions to be made as follows:

1. Thirty-three and one-third percent (33-1/3%) of the money shall be distributed monthly based on each county's lane-miles of public roads as a percentage of the total lane-miles of public roads in the Commonwealth at the time of distribution, excluding interstate highways.

2. Thirty-three and one-third percent (33-1/3%) of the money shall be distributed monthly based on the county's rural population as a percentage of the total rural population of the Commonwealth at the time of distribution. "Rural population" means the population residing outside a city, town, or urban area with a population of two thousand five hundred (2,500) persons or more.

3. Thirty-three and one-third percent (33-1/3%) of the money shall be distributed monthly based on the county's population as a percentage of the total population of the Commonwealth at the time of distribution.

4. Of the moneys apportioned to counties on the basis of population as provided for in subparagraph 3. of

this paragraph, the cabinet shall provide to the incorporated cities within the jurisdiction of each respective county which, by ordinance or other means, provides municipal solid waste collection service, an amount of funds equal to the ratio of that city's population to the population of the county, to be used for the purpose of cleaning up city streets and for other purposes relating to solid waste management and collection, recycling, and litter abatement.

(d) ***One and one-half million dollars ($1,500,000) of the money deposited into the fund annually shall be distributed monthly to the Education, Arts and Humanities Cabinet for development and implementation of an environmental education curriculum pursuant to KRS 157.900 to KRS 157.915.***

(e) ***In the event that the sum total balance of the Kentucky pride fund in any fiscal year exceeds thirty million dollars ($30,000,000) adjusted annually for any increase in the Consumer Price Index, then the surplus amount in an amount not to exceed ten million dollars ($10,000,000), adjusted annually by any increase in the Consumer Price Index, shall be reinvested and disbursed as follows:***

1. ***Fifty percent (50%) to the Kentucky Parks Enhancement Fund; and***

2. ***Fifty percent (50%) to the Department of Fish and Wildlife.***

(f) ***The surplus money allocated to the Kentucky Parks Enhancement Fund shall be used for the cleanup and beautification of existing state parks and the acquisition and restoration of significant natural areas. The money allocated to the Department of Fish and Wildlife Resources shall be used as the source of state matching dollars for any federal or private grants, aids or funds which may be available and the acquisition, management, and operation of wild life management areas.***

(g) ***Any Kentucky pride fund money over and above the allocations as provided for in paragraph (e) of this subsection shall be divided as follows:***

1. ***Sixty percent (60%) to the Kentucky pride fund;***

2. ***Twenty percent (20%) to the Kentucky Parks Enhancement Fund; and***

3. ***Twenty percent (20%) to the Department of Fish and Wildlife Resources.***

Section 5. KRS 224.43-310 is amended to read as follows:

(1) The Natural Resources and Environmental Protection Cabinet of the Commonwealth of Kentucky is designated as the official planning and management agency of the Commonwealth of Kentucky in the field of solid waste. The cabinet shall have primary responsibility for coordinating the solid waste planning and management activities of waste management districts, counties, cities, area development districts, and any combination thereof and for the approval of solid waste management facilities. In doing so it shall be the goal of the cabinet to reduce the amount of solid waste disposed in municipal solid waste disposal facilities within the Commonwealth and to encourage regional management of solid waste.

(2) The cabinet shall have the primary responsibility to develop, review, report on, and triennially update a statewide solid waste reduction and management plan. A draft plan shall be prepared and made available for public inspection by December 1, 1991; a proposed final plan shall be submitted to the General Assembly by February 1, 1992; and a final plan shall be submitted to the General Assembly by March 1, 1992. The plan shall be designed to address the following:

(a) Coordination of area plans and provision of support for area planning efforts;

(b) ***Cleanup of existing open dumps and prevention of new open dumps;***

(c) ***Proper closure, characterization, and corrective action for municipal solid waste disposal facilities that ceased accepting waste before July 1, 1992;***

(d) Reductions in solid waste disposed in municipal solid waste disposal facilities within the Commonwealth by actively promoting reuse and reduction consistent with the ***policies and*** goals established by KRS 224.43-010;

(e)[~~(c)~~] Adequate capacity exists for recycling or disposal of solid waste generated within the Commonwealth for[~~ a~~] five (5), ten (10), and twenty (20) year ***planning periods***[~~period~~];

(f)[~~(d)~~] ***Maintenance of*** disposal capacity for solid waste generated in the Commonwealth[~~ is maintained~~] if the cabinet acts to close a solid waste management facility;

(g)[~~(e)~~] ***Encouragement of*** regional alternatives for waste reduction and management[~~ are encouraged~~] in the planning process;

(h)[~~(f)~~] Priority in grants and loans[~~ is afforded~~] for ***projects and practices consistent with the policies and goals established by Section 1 of this Act***[~~regional waste reduction and management alternatives~~];

(i)[~~(g)~~] ***Minimum standards and procedures for*** solid waste management plans ***as***[~~ meet minimum standards and procedures~~] established by the cabinet in administrative regulations;

(j)[~~(h)~~] A description of the status of solid waste reduction and management efforts in Kentucky;

(k)[~~(i)~~] Identification of state actions and responsibilities necessary to implement this chapter; and

(l)[~~(j)~~] Identification of problems impeding the attainment of the policies and goals of this chapter.

(3) The ***statewide solid waste reduction and management*** plan shall not establish maximum disposal capacity limitations for

the Commonwealth.

(4) The cabinet, beginning July 1, 1992, shall report annually to the Governor and to the General Assembly on the status of solid waste management in the Commonwealth. The report filed July 1, 1992, shall present the current status of solid waste planning and management in the Commonwealth. Subsequent annual reports shall include, but not be limited to:

(a) The status of solid waste planning and management;

(b) The number and types of recycling and solid waste management facilities in the Commonwealth;

(c) ***The status of actions taken to:***

1. Clean up existing open dumps and prevent new open dumps; and

2. Undertake proper closure, characterization, and corrective action for municipal solid waste disposal facilities that ceased accepting waste before July 1, 1992;

(d) The remaining permitted capacity of each permitted solid waste management facility;

(e)[~~(d)~~]The number and types of solid waste grants or loans made to cities, counties, waste management districts, and area development districts;

(f)[~~(e)~~] A compilation and analysis of solid waste reduction and management data provided to the cabinet;

(g)[~~(f)~~] A statement of progress achieved in meeting the ***policies and*** goals established by KRS 224.43-010;

(h)[~~(g)~~] A statement of progress achieved in solid waste management education;

(i)[~~(h)~~] A statement of progress achieved in establishing regional solid waste management approaches;

(j)[~~(i)~~] Any revisions in the statewide solid waste reduction and management plan; and

(k)[~~(j)~~] Recommendations for improving the reduction and management of solid waste in the Commonwealth.

(5) ***On March 1 of each year***[~~Beginning January 1, 1993~~], each governing body shall report annually to the cabinet on the status of solid waste management in its area. The annual report shall include, but not be limited to:

(a) The amount of in-area and out-of-area municipal solid waste disposed in municipal solid waste disposal facilities in the area;

(b) The[~~ progress on the reduction in municipal solid waste disposal in the area since the previous reporting period and~~] total cumulative progress made toward meeting the ***policies and goals established by***[~~state reduction goal described in~~] KRS 224.43-010;

(c) The remaining permitted capacity of disposal facilities;

(d) Recycling and composting activities in existence;

(e) Public information and education activities during the reporting period;

(f) Fees for solid waste management assessed and collected;[~~ and~~]

(g) ***Costs of any projects undertaken pursuant to the solid waste management plan; and***

(h) Any other pertinent information as may be required by the cabinet.

[~~(6) There is created a Solid Waste Reduction and Management Plan Advisory Committee to advise and review a draft and final solid waste reduction and management plan and any amendments of the plan prepared by the cabinet under subsection (2) of this section.~~]

~~(7) The Solid Waste Reduction and Management Plan Advisory Committee shall consist of the secretary of the Natural Resources and Environmental Protection Cabinet or his designee who shall serve as chairman, one (1) member of the Senate to be appointed by the President, one (1) member of the House of Representatives to be appointed by the Speaker of the House of Representatives, and nine (9) members to be appointed by the Governor as follows:~~

~~(a) Two (2) members shall represent the interest of counties;~~

~~(b) Two (2) members shall represent the interests of cities, one (1) from a first or second class city or urban county government and one (1) from either a third, fourth, fifth, or sixth class city;~~

~~(c) One (1) member shall represent the interests of industrial generators of solid wastes;~~

~~(d) One (1) member shall represent the private recycling industry;~~

~~(e) One (1) member shall represent the private solid waste disposal industry;~~

~~(f) One (1) member shall be from a statewide environmental advocacy organization; and~~

~~(g) One (1) member shall represent the public at large.~~

~~(8) Vacancies on the committee shall be filled in the same manner as the original appointment occurred.~~

~~(9) Nonlegislative members of the committee shall serve without pay and shall receive their reasonable and necessary expenses in connection with the performance of their duties.~~

~~(10) The committee shall meet at the call of the chairman. The committee may hold public hearings or make site visits as necessary. A quorum of its members is necessary to take action on any matter. A majority vote of the total members~~

~~present must approve any action.~~

~~(11) Following adoption of the statewide solid waste reduction and management plan, the committee shall remain in service to provide guidance and advice to the cabinet in the implementation of the plan. The committee shall no longer remain in service after the 1994 General Assembly unless the 1994 General Assembly takes action to continue the committee.~~]

Section 6. KRS 224.43-315 is amended to read as follows:

(1) Each county shall provide a universal collection program by ***October 1, 2003***[~~July 1, 1994~~], for all municipal solid waste generated within the county. ***Universal collection programs in existence on the effective date of this Act shall continue in effect until the universal collection program required by this section is provided.*** Collection programs may include ***one or more of the following options***:

(a) Door-to-door household collection: Collection service may be provided by the county, by contract, or franchise.[~~When door-to-door collection is provided by contract, or franchise, or under local permit, the county shall require reports from the entity providing collection to document the rate of collection.~~]

(b) Direct haul to staffed convenience centers or staffed transfer facilities within the county: The county may allow residents to haul their waste directly to cabinet-approved staffed convenience centers or staffed transfer facilities within the county. The number of convenience centers and transfer facilities shall be adequate to assure reasonable convenience.[~~When the collection program is provided by another entity through contract or franchise, the county shall require reports from the entity providing collection to document the rate of collection; or~~]

(c) Other alternatives proposed by counties: Counties may propose other alternatives ***including subscription service,*** and the cabinet shall approve same as long as the county can demonstrate that all of its citizens are being given access to the solid waste collection system which is proposed ***and the solid waste collection system does not include unstaffed collection boxes.***

(2) Beginning October 1, 2003, all persons providing commercial collection service, including collection for the purpose of recycling, shall register annually with the counties in which they provide the service.

(3) Beginning January 1, 2004, all persons providing commercial collection service, including collection for the purpose of recycling, shall report annually to the counties in which they provide the service. The reports shall include:

(a) The address of each household, business, and industry served;

(b) The amount of municipal solid waste collected for disposal;

(c) The amount of municipal solid waste collected for recycling, by weight or number of items; and

(d) The types of items collected for recycling.

(4)[~~(2)~~] The county shall submit an annual report to the cabinet and to any waste management district of which it is a member detailing its solid waste collection activities in accordance with ***this section and any*** requirements established by the cabinet by administrative regulation.

(5)[~~(3)~~] The county may enter into agreements with any person for the performance of the responsibilities described in this section, including cities within its geographic boundaries, but the county shall be responsible for providing the universal collection program described in this section, except any city of the first or second class having sole responsibility for developing its portion of the solid waste plan shall be responsible for providing the universal collection within its jurisdiction, and except any city contracting for the collection of its solid waste on February 26, 1991, may continue to contract for the collection of its solid waste if the contract provides for disposal in accordance with the area solid waste management plan.

(6)[~~(4)~~] If a county or city fails to comply with the provisions of this section, the Commonwealth shall not endorse projects that generate solid waste under the Kentucky intergovernmental review process for the county or city.

(7)[~~(5)~~] A commercial or industrial entity which transports or contracts for the transport of the municipal solid waste it generates or which operates an industrial solid waste management facility for its exclusive use may be excluded from participation in the universal collection program***, if the commercial or industrial entity demonstrates to the county that the solid waste generated is disposed in accordance with applicable statutes and administrative regulations***.

Section 7. KRS 224.43-340 is amended to read as follows:

(1) The cabinet shall promulgate administrative regulations pursuant to KRS Chapter 224 for the reduction and management of solid waste, consistent with the statewide solid waste reduction and management plan, the ***policies and*** goals established by KRS 224.43-010, and the provisions of KRS Chapter 109.

(2) Waste management districts, counties, or any combination thereof, shall confer and determine which shall submit to the cabinet a solid waste management plan. The plan shall address municipal solid waste management needs for the area. Each county shall be responsible for implementing the plan, except that any city of the first or second class having sole responsibility for developing the portion of the area plan applicable to its jurisdiction shall be responsible for implementing the portion of the plan prepared by the city. However, if a county participates in a regional solid waste management area, then the governing body of the solid waste management area shall be responsible for implementing those components of the plan it is assuming on behalf of the county. However, the cabinet shall not disapprove a solid waste management plan for a single county if the plan complies with the requirements of KRS Chapter 224 and

administrative regulations adopted by the cabinet. Plans shall be updated once every five (5) years. Plans may be amended and such amendments shall be submitted to the cabinet for review and approval. The review and approval of the cabinet shall be limited to a determination of whether the proposed amendments are in conformity with KRS 224.43-345 and the statewide solid waste reduction and management plan and KRS Chapter 224 and administrative regulations adopted by the cabinet.

(3) A county may delegate responsibility for preparing all or portions of the plan to one (1) or more cities within the county. Such delegation of responsibility shall be made only with the mutual agreement of the city and county. Each city and county shall be included in a solid waste management plan.

(4) Any city of the first or second class shall have the sole responsibility for developing and preparing the portion of the solid waste management plan applicable to the jurisdiction of the city, unless the city elects to have the county prepare the plan. If the city prepares the solid waste management plan for its jurisdiction, the city plan shall be incorporated within the area plan prior to its submission to the cabinet. The plan developed by the city, to the extent practicable, shall be reasonably consistent with the plan developed by the county. The cabinet, as a part of the area plan approval process, shall determine whether the city portion of the area plan is reasonably consistent with the overall area plan so as to effectuate the purposes of this chapter.

(5) Cities, other than of the first or second class, operating solid waste management facilities or services, or who contracted with a person to provide such services on or before July 13, 1984, and pay a pro rata share of the cost of plan development may assume joint responsibility with a county for plan development. Where joint responsibility for plan development is assumed, both the county fiscal court and city legislative body must adopt the plan before it is submitted to the cabinet for approval.

(6) Counties, waste management districts, or any combination thereof preparing the solid waste management plan shall apply for and be designated as a solid waste management area. The application shall be submitted by June 1, 1991. The application shall include but not be limited to:

(a) A brief description of existing disposal capacity and of the capability of the proposed area to effectively manage solid waste;

(b) Resolution of the fiscal courts of all counties in the proposed area approving the application for designation;

(c) Resolution of those city legislative bodies in the proposed area that are currently operating solid waste management facilities or services and will participate in and provide financial assistance in plan development;

(d) Any agreement or contract necessary to establish the proposed area; and

(e) Resolution of the boards of any existing waste management districts located within the proposed area approving the application for designation.

(7) The jurisdiction of the solid waste management area shall be limited to the geographical area established or designated by the cabinet in accordance with the provisions of this chapter unless the preparer submits justification for any deviation therefrom acceptable to the cabinet.

(8) Upon receipt of such application, the cabinet shall, within thirty (30) days either approve the creation of a proposed solid waste management area or shall disapprove such application, and in the event of disapproval shall state in writing the reasons for such disapproval. Any changes in the application contents shall be submitted to the cabinet.

(9) Solid waste management areas shall be designated for five (5) year periods. At the end of five (5) years, the plan shall be updated and reapproved by the cabinet.

(10) If the cabinet does not receive on behalf of a county a solid waste management plan and the application for a solid waste management area in which the county will participate required by this section and KRS 224.43-345, the cabinet may develop a solid waste management plan for that county or may place that county in a designated solid waste management area.

(11) If the solid waste management plan for a county is not implemented, the Commonwealth shall not endorse projects that generate solid waste under the Kentucky intergovernmental review process for that county.

(12) The governing body of a solid waste management area ***shall***[~~may~~] employ***, alone or in conjunction with governing bodies of other solid waste management areas, a solid waste coordinator with enforcement powers necessary***[~~an enforcement representative~~] to ensure compliance with ***the area's solid waste management plan and any applicable statutes or administrative***[~~applicable~~] regulations of the cabinet relating to ***solid waste management***[~~construction and operation of municipal solid waste management facilities. The enforcement representative shall possess at least minimum qualifications required of representatives of the cabinet performing similar functions~~].

Section 8. KRS 224.43-345 is amended to read as follows:

(1) Each area solid waste management plan shall be prepared in accordance with ***any*** administrative regulations ***of***[~~to be adopted by~~] the cabinet and shall be required to include the following:

(a) Identification of the area that will be included in the plan;

(b) A demographic study of the planning area of current and projected populations five (5), ten (10) and twenty (20) years in the future. A projection of the amount and source of solid waste generated***, collected*** and requiring disposal at municipal solid waste disposal facilities for each of these time periods shall be provided;

(c) An inventory and description of all existing solid waste management facilities and activities. The description shall include their identity, location, life expectancies, ownership, cost to the users, and level of compliance with state and federal laws. The description is not required to include any solid waste management facility which is operated exclusively by a solid waste generator on property owned by the solid waste generator for the purpose of accepting solid waste from the solid waste generator or waste generated at another facility owned and operated by the generator or wholly-owned subsidiary. After commencement of operation by a solid waste generator of a solid waste disposal facility which is permitted but not included in a solid waste management plan, an amendment to a solid waste management plan shall be required for any solid waste which is to be no longer disposed by the solid waste generator in its own solid waste disposal facility;

(d) An estimate of the area's long-range needs for solid waste management and facilities for five (5), ten (10), and twenty (20) years into the future;

(e) Identification and assessment of current and future solid waste management problems faced by the area. List any deficiencies with existing solid waste management facilities in meeting current and future area needs, and identify opportunities for improvement;

(f) Outline short-term, mid-term, and long-term goals and objectives of the solid waste management area. The goals and objectives shall be consistent with ***the***[~~state~~] policies ***and goals set out in Section 1 of this Act***;

(g) Based on the problems, needs, goals, and objectives previously identified, identify alternative approaches to solid waste management and select the optimal alternatives. Solid waste management activities and facilities to be addressed include:

1. Identification of those regulations and ordinances which provide for proper, safe, and sanitary management of solid waste;
2. A description of proposed improvements to existing solid waste collection and transportation systems ***necessary to achieve universal collection***;
3. Establishment of a siting procedure and development program to assure the orderly location, development, and financing of new or expanded municipal solid waste management facilities. The plan shall demonstrate how all persons in the planning area will within the near future have reasonable opportunity to dispose of their waste in a manner that complies with state and federal laws;
4. Identification of planned programs for the control and cleanup of litter and open dumps. The programs shall include: ***identification of an approved***[~~a~~] schedule for the cleanup of[~~ illegal~~] open ***dumps in existence as of October 1, 2002***[~~dump sites which will result in the cleanup of those sites within one (1) year of cabinet approval of the plan~~]; an annual survey of the ***planning area***[~~county~~] to discover new ***open dumps***[~~sites~~] which shall then be scheduled for cleanup within one (1) year ***unless the cabinet approves a longer schedule***;[~~ and~~] measures to prevent the recurrence of dumping at sites which are cleaned up***; and cleanup of litter along public roads, excluding interstate highways, three (3) times per year; and cleanup of litter along city streets two (2) times per year. In these public road cleanups and also open dump cleanups, nonviolent misdemeanant and Class D felon inmate laborers may be used, subject to the approval of the jailer, and the jail shall be paid from county funds received from the Kentucky pride fund, a reasonable fee of not less than the minimum wage for the use of inmate labor and this money shall be credited to the jail fund and utilized for operating expenses of the county jail. A county that does not receive in any year an allocation from the Kentucky pride fund sufficient to complete the number of road cleanups provided for in this section shall not be deemed out of compliance***;
5. An assessment of opportunities to reduce the need for land disposal by banning grass clippings, leaves, and other yard wastes from municipal solid waste disposal facilities and the institution of composting operations for grass clippings, leaves, and other yard wastes;
6. Establishment of a plan to reduce the need for land disposal through waste reduction and recycling, materials recovery, and energy recovery and the provision of opportunities for recycling that may include, but are not limited to, drop-off centers or door-to-door collection. Where recycling or material recovery is not deemed feasible, specific factual analysis shall be provided to support the conclusion; and
7. A description of any proposed recycling, materials recovery, or energy recovery plan or facility;

(h) A five (5) year schedule and description of activities to be undertaken to implement the proposed plan;

(i) A description of short-term costs of the plan including capital and operational costs[~~ on a per ton and per capita basis~~] for each element of the plan, and the identification of the means of financing plan implementation;

(j) Designation of the governing body for implementation of the solid waste management plan or components of the plan. A description of its responsibilities and authority shall be provided;

(k) A description of proposed surveillance and enforcement procedures to assure that solid waste in the planning area is properly managed. Identification of modifications to local laws and regulations necessary to implement the area plan;

(l) Specific provisions to assure that adequate capacity for a ten (10) year period shall be available for municipal solid waste generated in the solid waste management area, and identification of any additional capacity authorized for disposal of out-of-area municipal solid waste;

(m) Contractual agreements for use of waste disposal capacity at any municipal solid waste disposal facility inside or outside the waste management area identified and relied upon in the plan;

(n) Provisions to assure achievement of~~[reductions in municipal solid waste requiring disposal, consistent with]~~ the ***policies and*** goals of KRS 224.43-010;

(o) Establishment of a public information and participation process including the following components;

1. Formation of an advisory committee comprised of local residents, and business and industry representatives;
2. Preparation of a draft plan for public notice and comment;
3. Convening of a public hearing upon request; and
4. Publication of a response to public comments.

(2) ***A***~~[The]~~ solid waste management plan ***complying with subsection (1) of this section***~~[shall consist of two (2) parts. The first part shall contain the information described in subsection (1)(a) through (1)(d) and (1)(l) of this section and]~~ shall be submitted to the cabinet by October 1, ***2002, and updated every five (5) years thereafter***~~[1991. The second part shall contain the information described in subsection (1)(a) through (1)(o) of this section and shall be submitted to the cabinet by January 1, 1993. The cabinet shall approve or disapprove the first part of the plan within thirty (30) days of receipt, and the second part of the plan within one hundred twenty (120) days of receipt]~~. ***The cabinet shall make its determination approving or disapproving a plan within one hundred twenty (120) days of receipt. A plan on which the cabinet has not yet made a determination shall remain in effect until the determination is made.***

Section 9. KRS 109.042 is amended to read as follows:

(1) A county or waste management district ***shall***~~[may]~~ employ***, alone, with other counties or districts, or with the governing body for the solid waste management area of which the county or district is a part, a solid waste coordinator***~~[an enforcement representative]~~ to ensure compliance with applicable ***statutes and*** administrative regulations of the cabinet relating to~~[construction and operation of]~~ solid waste management~~[facilities]~~. The ***duties of the solid waste coordinator shall be established by the county or waste management district***~~[local government representative shall have the authority to inspect loads of solid waste and prevent any loads, which fail to comply with administrative regulations, from being disposed of at the solid waste management facility. The local government representative shall possess at least minimum qualifications required of representatives of the cabinet performing similar functions]~~.

(2) The cabinet ***may***~~[shall]~~ adopt administrative regulations for local government inspection of solid waste management facilities and enforcement procedures. The administrative regulations ***may***~~[shall]~~ include but not be limited to, requiring ***solid waste coordinators***~~[local enforcement representatives]~~ to report violations of state solid waste management facilities laws and administrative regulations immediately to the cabinet and requiring the cabinet to respond to the report within forty-eight (48) hours of its receipt.

(3) A county or waste management district which elects to implement a local inspection and enforcement program for solid waste management facilities may finance the program from the license fees provided for in KRS 68.178.

Section 10. KRS 109.056 is amended to read as follows:

(1) Any county or waste management district~~[, if authorized by all the counties that comprise the district,]~~ may levy an annual tax, not to exceed ten cents ($0.10) on each one hundred dollars ($100) of assessed valuation of real property within the area subject to taxation for county purposes. The proceeds of such tax shall be used for solid waste management expenses of the ***county or waste management district***~~[area]~~ and for redemption of any bonds issued.

(2) The county or waste management district~~[, if authorized by the counties that comprise the district,]~~ may in lieu of the tax provided in subsection (1) of this section or in addition thereto finance the maintenance, operation, and capital acquisition costs of the ***county or waste management district***~~[area]~~ by ***service charges***~~[fees]~~ to be collected from all persons receiving services from the ***county or waste management district***~~[area]~~. The ***service*** charges shall be fixed in amounts as can be reasonably expected to yield revenues not in excess of the cost of operation and maintenance of the ***solid waste management services, including the cost of carrying any delinquent payments for service***~~[system]~~ and for an adequate depreciation fund and amortization of capital acquisition costs.

(3) The service charges authorized by ***subsection***~~[subsections (1) and]~~ (2) of this section may be collected by the ***county or waste management district***~~[area]~~ directly***, by***~~[or the area may enter into an]~~ agreement with~~[other]~~ utilities either public or private to collect such charges***, or by a private entity providing solid waste management service or billing service***.

(4) A county or waste management district may place an annual service charge for solid waste collection service on the property tax bill for real property of any household or business receiving the service at the time the property tax bill is prepared. The annual service charge shall be assessed as follows:

(a) The service charge shall be equal to the estimated cost of providing solid waste collection service for the property for the calendar year following the year for which the property is being taxed.

(b) If the person paying the estimated annual service charge does not receive solid waste collection service from the county or waste management district for an extended period of time due to absence from a household or business, then the county or waste management district shall refund the overpayment to the person paying the annual service charge or provide a credit for the following year.

(c) The county or waste management district shall present a certified list of service charges to the county clerk by July 1 of each year for placement on the property tax bills. The service charge shall be collected in the same manner and shall be subject to the same discounts, penalties, interest, liens, and add-on fees as county property taxes pursuant to KRS Chapters 132, 133, and 134. The county or waste management district may correct billing errors and shall have authority to waive the applicable penalties, interest, and fees where it is shown that a delinquent payment is due to reasonable cause.

(5) A county or waste management district may reduce or waive the service charges authorized by subsection (2) of this section for low-income households.

(6) The service charges authorized in this section shall be adequate to cover the services required as part of solid waste collection service without any additional charges for specific services such as collection of appliances or similar large items.

Section 11. KRS 109.059 is amended to read as follows:

Any county or waste management district may require the use of any ***municipal*** solid waste management facility ***either owned by the county or district, or operated under a franchise agreement awarded by the county or district in which the operator is paid by the county or district***[~~or other facility~~], meeting the standards of the ***cabinet***[~~department~~] set by ***administrative*** regulations issued pursuant to KRS Chapter 224 by all persons situated within the geographical boundaries thereof; such mandatory use of ***the municipal either owned by the county or district, or operated under a franchise agreement awarded by the county or district in which the operator is paid by the county or district***[~~any~~] solid waste management facility shall not be applicable to any city within the geographical boundaries of any such county or waste management district provided that:

(1) ***As of the effective date of this Act,*** the city owns and operates a municipal solid waste management facility; and

(2)[~~ The solid waste management facility is not a sanitary landfill; and~~

~~(3) The solid waste management facility was in existence prior to June 17, 1978; and~~

~~(4)~~] The solid waste management facility complies with the intent and purposes of KRS Chapters 109 and 224.

Section 12. KRS 109.300 is amended to read as follows:

(1) It is the purpose of KRS 109.310[~~ to 109.320~~] to further the intention of the General Assembly of the Commonwealth of Kentucky[~~ as expressed in KRS 109.011~~] that the primary responsibility for adequate ***municipal*** solid waste collection[~~, disposal and resource recovery~~] rests with counties ***or waste management districts***, and to assist ***them in carrying***[~~local governments to carry~~] out those responsibilities.

(2) The authority granted by KRS 109.310[~~ to 109.320~~] shall be construed as being in addition to other power already given to counties ***and waste management districts***. The purpose of this grant of authority shall be to increase the range of options from which counties ***and waste management districts*** may choose in order to meet local solid waste management needs.

(3) The county or waste management district, for the purpose of adequately financing the universal collection program required by Section 6 of this Act shall use all authority granted by law to collect all service charges owed for providing solid waste collection service.

Section 13. KRS 109.310 is amended to read as follows:

(1) A county or ***waste management district***[~~urban county government~~] may collect solid waste ***collection service charges***[~~pick-up fees~~] which ***become***[~~are~~] delinquent ***after January 1, 2004, and which total six (6) months or more of service charges***[~~three (3) consecutive months or more~~] by combining the delinquent ***charges***[~~fees~~] with the property tax bill for the ***real*** property where the solid waste ***collection***[~~pick-up~~] is made. ***Delinquent charges to be collected by this combination may include service charges initially billed through the means specified in subsection (3) of this section and may include late payment charges normally assessed by the service provider up to the date the charge is submitted to the county clerk***[~~The fees shall be limited to a return on capital expenditures and to cover operational costs~~].

(2)[~~ The pick-up fee when combined with the property tax bill shall be clearly set out as the delinquent amount owed for solid waste pick-up services and shall in no way be represented as an assessment based on the value of the property.~~

~~(3)~~] ***The service provider***[~~Sixty (60) days before a property tax bill which includes a delinquent solid waste pick-up fee is mailed, the county office~~] responsible for solid waste ***collection***[~~pick-up~~] billing ***that intends to place a delinquent service charge on the property tax bill*** shall give written notice to the owner of the property ***by March 1*** that the[~~ pick-up~~] bill is delinquent and that, if left unpaid ***as of May 1***, the ***service charge***[~~fee~~] will be ***subject to the twenty percent (20%) penalty established by subsection (5) of this section and*** combined with the next property tax bill.

(3) The county or waste management district shall present a certified list of unpaid delinquencies to the county clerk by July 1 of each year for placement on the property tax bills. In counties with an ordinance requiring that all residents participate in curbside or end-of-driveway solid waste collection, delinquent charges to be collected may include late payment charges normally assessed by any entity providing solid waste collection service up to the date the

delinquencies are submitted to the county clerk. Any service provider, serving a county with an ordinance requiring that all residents participate in curbside or end-of-driveway solid waste collection, with delinquencies of six (6) months or more may seek inclusion of those delinquencies on the property tax bills by sending to the county or waste management district by June 1 of each year a certified list of unpaid delinquencies and proof of the notification to the property owners required by subsection (2) of this section. The county or waste management district shall include the delinquencies certified by the service provider in its certification to the county clerk.

(4) The solid waste collection service charges when combined with the property tax bill shall be clearly set out as a delinquent amount owed for solid waste collection service and shall in no way be represented as an assessment based on the value of the property. The delinquent service charges shall be collected in the same manner and shall be subject to the same discounts, penalties, interest, liens, and add-on fees as county property taxes pursuant to KRS Chapters 132, 133, and 134. The county or waste management district may correct billing errors and shall have the authority to waive applicable penalties and interest where it is shown that a delinquent payment is due to reasonable cause.

(5) Any delinquent solid waste service charges that are placed on the property tax bill shall be increased by twenty percent (20%) and the increase shall be retained by the county or waste management district.

(6) Delinquent solid waste collection service charges collected as a part of property taxes shall be remitted to the county or waste management district by the person collecting the delinquent service charges, penalties, and interest. The county or waste management district shall disburse payment for the delinquent charges as soon as practicable, but no later than thirty (30) days after receipt, to the service provider responsible for the solid waste service billing.

(7)[~~(4)~~] A county or *waste management district*[~~urban-county government~~] may waive the solid waste *collection service charge*[~~pick-up fee~~] for businesses which request a waiver. The request for a waiver shall include a certification that the solid waste generated by the business is disposed of properly and include a description of the disposal method and the property owner's federal employer's identification number.

(8)[~~(5)~~] *The owner of a leased property remains responsible for any delinquent solid waste service charges for the property*[~~If the owner of the property is not the occupant of the property where the solid waste is picked up, the county or urban-county government shall waive the delinquent solid waste pick-up fee portion of the property tax bill if the owner of the property requests a waiver. In requesting the waiver, the owner shall certify he is not the occupant of the property and that the occupant will be notified that failure of the occupant to pay the solid waste pick-up fee will be considered a breach of the occupant's lease making the occupant subject to eviction~~].

Section 14. KRS 30A.190 is amended to read as follows:

All fees, fines, forfeitures, and costs in any District Court or Circuit Court case shall be collected and accounted for by the Circuit Court clerk and paid into the State Treasury, except that sixty percent (60%) of any fines imposed for the violation of KRS Chapter 150 or KRS Chapter 235 shall when collected be paid into the fish and game fund*, sixty percent (60%) of any fines imposed for the violation of KRS 433.753, KRS 433.757, or KRS 512.070 shall when collected be paid to the county in which the violation occurred, and forty percent (40%) of any fines imposed for the violation of KRS 433.753, KRS 433.757, or KRS 512.070 shall when collected be paid to the agency issuing the citation*.

Section 15. KRS 433.753 is amended to read as follows:

(1) When any paper, waste material, litter or other refuse is thrown or dropped from a motor vehicle, the operator thereof shall be deemed prima facie to be guilty of criminal littering.

(2) It shall be the duty of the Kentucky State Police, county sheriffs and police officers, *solid waste coordinators, as established in subsection (12) of Section 7 and subsection (1) of Section 9 of this Act,* city police officers, and all other law enforcement and peace officers within their respective jurisdictions, to enforce the criminal littering laws.

(3) Any city or county may offer and pay rewards for the giving of information leading to the arrest and conviction of any person, firm or corporation for commission of the offense of criminal littering.

(4) Violators may prepay to the circuit court clerk if prepayment is so noted on the citation and if the littering offense is not combined with an offense that is not prepayable.

Section 16. KRS 433.757 is amended to read as follows:

(1) When any litter as defined in KRS 512.010 is thrown or dropped from a motorboat or vessel as defined in KRS 235.010, the operator thereof shall be deemed prima facie to have violated KRS 512.070.

(2) It shall be the duty of officers of the Department of Fish and Wildlife Resources as provided in KRS 235.010 and KRS Chapter 150 and all other law enforcement and peace officers of the Commonwealth and its political subdivisions *and solid waste coordinators* to enforce the provisions of KRS 512.070.

(3) Any city or county may offer and pay rewards for the giving of information leading to the arrest and conviction of any person, firm, or corporation for a violation of KRS 512.070.

(4) Violators may prepay to the circuit court clerk if prepayment is so noted on the citation and if the littering offense is not combined with an offense that is not prepayable.

Section 17. KRS 512.070 is amended to read as follows:

(1) A person is guilty of criminal littering when he:

(a) Drops or permits to drop on a highway any destructive or injurious material and does not immediately remove it; or

(b) Knowingly places or throws litter on any public or private property or in any public or private water without permission; or

(c) Negligently places or throws glass or other dangerous pointed or edged substances on or adjacent to water to which the public has access for swimming or wading or on or within fifty (50) feet of a public highway; or

(d) Discharges sewage, minerals, oil products or litter into any public waters or lakes within the state.

(2) Criminal littering is a Class A misdemeanor.

(3) Violators may prepay to the circuit court clerk if prepayment is so noted on the citation and if the littering offense is not combined with an offense that is not prepayable.

Section 18. KRS 109.0415 is amended to read as follows:

(1) As to any county for which an initial county or area solid waste management plan was not approved by the cabinet as of March 15, 1992, a county solid waste management plan submitted to the cabinet shall not become effective if fifty-one (51) percent of the registered voters eligible to vote in the last Presidential election sign and file a petition with the county clerk and the cabinet requesting submission of the plan to voter approval. The petition shall be filed within one hundred fifty (150) days of the fiscal court vote approving the plan.

(2) If the county clerk determines that the petition is in proper order, the clerk shall certify the petition to the fiscal court. The fiscal court shall direct that the question be placed before the voters at a special election held less than sixty (60) days from the certification of the petition. The fiscal court shall bear the costs of advertising and placing the question before the voters.

(3) The county clerk shall advertise the question as provided in KRS Chapter 424 and shall instruct the voters to vote "yes" or "no" on acceptance of the solid waste management plan. The results of the vote shall be certified to the fiscal court of the county and the cabinet. The cabinet shall not approve a county solid waste management plan if at least sixty (60) percent of those voting vote "no."

(4) The provisions of this section shall not apply to any subsequent plan submitted by any county.

[~~(5) For the purposes of subsection (1) of this section, "initial" means the first part of the solid waste management plan described in KRS 224.43-345(2). For the purposes of subsection (4) of this section, "subsequent" means the second part of the plan described in KRS 224.43-345(2), or any amendments to the first part of the plan.~~]

Section 19. KRS 431.100 is amended to read as follows:

(1) Except as provided in this section, all fines and forfeitures imposed by law or ordinance shall inure to and vest in the Commonwealth.

(2) Fines and forfeitures imposed by law for violation of KRS 222.202 or ordinances relating to similar subject matter shall inure to and vest in the Commonwealth and shall be placed in a special fund in the State Treasury, which shall not lapse, and which, effective July 1, 1987, shall be used solely by the Cabinet for Health Services for the provision of treatment and counseling programs for alcoholics.

(3) ***Sixty percent (60%) of*** fines for violation of KRS 512.070 shall ***when collected,*** be transferred by the circuit clerk to the county treasurer for inclusion in the general fund of the county in which the offense occurs ***and forty percent (40%) shall be transferred to the agency that issued the citation***.

(4) Court costs assessed pursuant to KRS 610.360 shall be placed in a trust and agency account in the State Treasury which shall be subject to appropriation by the General Assembly for the purposes of providing services and programs and for matching funds for grants for providing services and programs to juvenile public offenders.

(5) The court shall not order a fine, forfeiture, service fee, cost, or any other money due the state or any other public officer paid to any person or organization other than one specifically required by statute nor shall a court suspend payment of a fine, forfeiture, service fee, cost, or any other money due the state if the defendant makes a payment to another person or organization.

Section 20. KRS 109.011 is amended to read as follows:

The General Assembly of the Commonwealth of Kentucky hereby finds, determines, and declares, as follows:

(1) That an ever-increasing volume of solid waste both within and outside the Commonwealth is being generated as a result of increasing economic and commercial activity, continuing technological progress, and changes in methods of manufacturing, packaging, and marketing of consumer products, which results in additional solid wastes discarded by the users of these products;

(2) That the continued economic and population growth of the Commonwealth has required increased industrial and commercial expansion and has made necessary the demolition of obsolete structures, the construction of new structures, the provision of highways and other avenues of transportation, and the construction and installation of public works which, together with pre-existing commercial, industrial, and agricultural operations, have resulted in the generation of further volumes of solid waste;

(3) That the handling of solid wastes has been primarily carried out through the dumping of wastes on open soil and in

landfills, which in some cases are inimical to the public health, safety, and welfare;

(4) That by the enactment by the Congress of the United States of the Resource Conservation and Recovery Act of 1976 (Public Law 94-580), as amended, the collection, sanitary disposal, and recovery of solid waste has been determined to be a matter of nationwide importance, recognizing that the management of solid waste should continue to be primarily the function of state, regional, and local agencies; and that pursuant to this federal law, the Commonwealth has taken and will take certain actions in respect to the planning and implementation of solid waste plans within the guidelines of time requirements set forth in this federal law;

(5) That as a result of the conditions described in the foregoing findings, problems of solid waste collection, management, and treatment, and resource recovery activities in connection therewith have become a matter of statewide concern necessitating action by the General Assembly to:

(a) Enable responsible planning and management agencies to be created to define solid waste management requirements, with all of the foregoing subject to regulation by the Natural Resources and Environmental Protection Cabinet;

(b) Assist those units of government primarily responsible for the management of solid waste and the acquisition, financing and operation of facilities to dispose of solid waste to fulfill their functions in a responsible and proper manner with primary emphasis on the regionalization of these functions; and

(c) Reduce the amount of solid waste generated and disposed in Kentucky;

(6) That it is the intent of the General Assembly of the Commonwealth of Kentucky that the primary responsibility for adequate solid waste collection, management, treatment, disposal, and resource recovery shall rest with combinations of counties and waste management districts, subject to standards set by administrative regulations adopted by the Natural Resources and Environmental Protection Cabinet. In those cities currently operating solid waste management systems, the city and county may assume joint responsibility of preparing a solid waste management plan. If it is in the best public interest to do so and with the mutual agreement of both the county and city, a county may delegate responsibility for adequate collection, management, treatment, disposal, or materials recovery to a city. This delegation of responsibility is contingent upon the approval of a solid waste management plan by the cabinet. The purpose of delegating responsibilities shall be to effectuate the safe and sanitary management, use, and handling of solid waste, the protection of the health, welfare, and safety of the citizens and inhabitants of the Commonwealth, and for making the most efficient use of all resources for the benefit of the citizens and inhabitants of the Commonwealth;

(7) That the General Assembly recognizes the generation of solid waste is inevitable, but much of it is unnecessary and should be discouraged. However, where solid waste does exist, it should be considered to the extent possible as a valuable resource, and be made use of wherever and whenever desirable and economically justifiable. Therefore, it shall be the policy of the Commonwealth to, above all things, encourage resource conservation and preservation of our natural resources before waste contributes in a needless fashion to the volumes of solid waste and litter produced by our society; but in dealing with existing solid waste, materials recovery from the solid waste stream is deemed to be the most environmentally sound alternative for handling waste;

(8) It is not the intent of this chapter to prohibit or discourage the participation of the private sector in any aspect of solid waste management. Moreover, it is preferable for solid waste management functions to be performed by the private sector when it is in the best interests of the public and conforms with the policies and provisions in this chapter;

(9) It is the intent of the General Assembly that counties and waste management districts cooperate to develop and implement the solid waste management plans mandated by KRS Chapter 224 and the administrative regulations adopted by the cabinet with the goal of regionalizing the management of solid waste;

(10) It is the intent of the General Assembly that waste requiring disposal in municipal solid waste disposal facilities be reduced and that solid waste be managed in an environmentally protective manner;

(11) Notwithstanding any provision of KRS Chapters 82, 83, and 94, it is the intent of the General Assembly that this chapter and KRS 67.083(3)(o) provide counties with authority to develop a solid waste management system for solid waste generated within the geographical boundaries of the county, consistent with the provisions of this chapter and KRS Chapter 224. It is further the intent of the General Assembly that cities be authorized to finance, own, and operate solid waste management systems with the consent of the county or by contract with the county, except that in the event a county fails to submit a solid waste management plan pursuant to KRS Chapter 224 cities may proceed to develop solid waste management systems consistent with administrative regulations adopted by the cabinet pursuant to KRS Chapter 224. Cities that develop solid waste management facilities pursuant to this section shall have all the powers and restrictions set forth for counties in KRS 109.041, 109.056, ***and*** 109.059[~~, and 109.062~~]; and

(12) It is the intent of the General Assembly that waste management districts which are formed and operated under this chapter shall comply with the standards set by administrative regulations adopted by the cabinet pursuant to KRS Chapter 224.

Section 21. KRS 109.041 is amended to read as follows:

(1) In addition to all other powers enumerated in Chapter 67 and other sections of the Kentucky Revised Statutes, counties, acting by and through their fiscal courts, may own and hold the permit for, plan, initiate, acquire, construct, and maintain solid waste management facilities, enter into contracts or leases with private parties for the design, construction, or

operation of a publicly-owned solid waste management facility, and adopt administrative regulations with respect thereto in accordance with this chapter. It is hereby determined and declared that in the implementation, acquisition, financing, and maintenance of solid waste management facilities, and in the enforcement of their use, counties will be performing state functions duly delegated to them for the public welfare. In such regard, the right of counties to condemn land necessary for the acquisition of solid waste management facilities pursuant to the Eminent Domain Act of Kentucky and to exercise the police power in respect thereto is confirmed. Any county may contract with third parties for the management by public or private means of solid waste within the county.

(2) No solid waste management facility shall be acquired and constructed until the construction thereof has been approved in writing by the cabinet. Planning for a solid waste management facility shall be conducted in accordance with the policy set forth in KRS 109.011(7) and KRS Chapter 224.

(3) [~~Except as provided in KRS 109.062,~~]No county or waste management district shall prohibit or otherwise restrict materials recovery by:

(a) Any materials recovery operation in existence in the county or district on the effective date of the mandatory program;

(b) Any person supplying material to materials recovery operations on the effective date of the mandatory program;

(c) Any new materials recovery operation that reclaims the same type of materials as materials recovery operations included in paragraph (a) of this subsection;

(d) Any new suppliers to materials recovery operations included in paragraphs (a) and (c) of this subsection;

(e) Any materials recovery operation for glass, plastic, or metal beverage containers, unless a commitment has been made by a local government or other political subdivision of the state, by ordinance or contract, to a solid waste project consistent with the provisions of this chapter, that is dependent upon the materials recovery of glass, plastic, or metal beverage containers to meet its financial obligations for said project, and such commitment has been made prior to the operation of any other such materials recovery facility in the county or district; or

(f) Any other materials recovery operation within the county or district not included in paragraphs (a) through (e) of this subsection or the supply of materials to such operation unless it is established that such operation would jeopardize the ability of a local government or other political subdivision of the state to meet financial obligations incurred in the maintenance, operation, or amortization of capital acquisition costs for a solid waste management facility.

(4) Notwithstanding any other provision of the Kentucky Revised Statutes to the contrary, no county or waste management district shall regulate special wastes as defined in KRS 224.50-760, other than sludge from water and waste water treatment facilities as it pertains to landfarming, or solid waste from agricultural or mining operations.

(5) Any county undertaking the planning, implementation, construction, installation, acquisition, and financing of a solid waste management facility pursuant to this chapter shall have the authority set forth in Chapter 58 of the Kentucky Revised Statutes concerning the financing of such solid waste management facility, including the authority to promulgate, enforce, and collect reasonable rates, rentals, and charges for the use of such solid waste management facility.

(6) Bonds authorized to be issued by any county pursuant to the authority of this chapter for the financing of solid waste management facilities may be sold at either private or public sale as may in the sound discretion of the county be in the best interests of the county.

(7) Any county undertaking solid waste management pursuant to the provisions of this chapter may contract with any person for the provision of solid waste management services. A county may contract with any city to provide solid waste management services or may delegate the responsibility for solid waste management within incorporated areas to a city when the city agrees to assume such responsibility. In connection with solid waste management, any county may enter into contracts with any person for any term of years.

(8) Counties are authorized to charge a reasonable fee to transporters for the handling of their waste at a solid waste management facility approved by the cabinet.

(9) Counties are authorized to sell or market materials and energy recovered from solid waste and to enter into long-term contracts guaranteeing supply to insure markets for the sale of recovered products.

(10) In carrying out the provisions of this chapter, counties shall be subject to standards set by regulations adopted by the cabinet on waste management pursuant to KRS Chapter 224.

(11) No county or waste management district shall prohibit long-term contracts by ordinance or other means.

(12) Counties are expressly authorized in addition to the powers enumerated in KRS Chapter 65 and this chapter to contract with one another in order to regionalize solid waste management to the maximum extent practicable.

(13) Notwithstanding any other provision of law, a fiscal court may, by ordinance, create a solid waste district to exercise the powers of the county pursuant to this chapter, except that a district created for this purpose shall not levy or collect ad valorem property taxes.

Section 22. KRS 224A.011 is amended to read as follows:

As used in this chapter, unless the context requires otherwise:

(1) "Administrative fee" means a fee assessed and collected by the authority from borrowers under assistance agreements, to be used for operational expenses of the authority.

(2) "Applicable interest rate" means the rate of interest which shall be used as part of the repayment criteria for an assistance agreement between a governmental agency and the authority, and shall be determined by the authority pertinent to the source of funds from which the assistance agreement is funded.

(3) "Assistance agreement" means the agreement to be made and entered into by and between a governmental agency and the authority, as authorized by this chapter, providing for a lease, loan, services, or grant to the governmental agency or for the purchase of obligations issued by the governmental agency, and for the repayment thereof to the authority by the governmental agency.

(4) "Authority" means the Kentucky Infrastructure Authority, which is created by this chapter.

(5) "Authority revenues" means the totality of all:

  (a) Service charges;

  (b) Utility tax receipts, to the extent not otherwise committed and budgeted by the authority during any fiscal period of the authority;

  (c) Any gifts, grants, or loans received, to the extent not otherwise required to be applied;

  (d) Any and all appropriations made to the authority by the General Assembly of the Commonwealth of Kentucky, to the extent not otherwise required to be applied;

  (e) All moneys received in repayment of and for interest on any loans made by the authority to a governmental agency, except as provided in KRS 224A.111, 224A.1115, ***and*** 224A.112,~~[and 224A.270,]~~ or as principal of and interest on any obligations issued by a governmental agency and purchased by the authority, or as receipts under any assistance agreement;

  (f) The proceeds of bonds or long-term debt obligations of governmental agencies pledged to the payment of bond anticipation notes issued by the authority on behalf of the said governmental agency to provide interim construction financing; and

  (g) Payments under agreements with any agencies of the state and federal government.

(6) "Borrower or borrowing entity" means any agency of the state or its political subdivisions, any city, or any special district created under the laws of the state acting individually or jointly under interagency or interlocal cooperative agreements to enter into assistance agreements with the authority.

(7) "Community flood damage abatement project" means any structural or nonstructural study, plan, design, construction, development, improvement, or other activity to provide for flood control.

(8) "Construction" means and includes, but is not limited to:

  (a) Preliminary planning to determine the economic and engineering feasibility of infrastructure projects, the engineering, architectural, legal, fiscal, and economic investigations, and studies necessary thereto, and surveys, designs, plans, working drawings, specifications, procedures, and other actions necessary to the construction of infrastructure or solid waste projects;

  (b) The erection, building, acquisition, alteration, remodeling, improvement, or extension of infrastructure or solid waste projects; and

  (c) The inspection and supervision of the construction of infrastructure or solid waste projects and all costs incidental to the acquisition and financing of same. This term shall also relate to and mean any other physical devices or appurtenances in connection with, or reasonably attendant to, infrastructure or solid waste projects.

(9) "Dams" means any artificial barrier, including appurtenant works, which does or can impound or divert water, and which either:

  (a) Is or will be twenty-five (25) feet or more in height from the natural bed of the stream or watercourse at the downstream toe of the barrier, as determined by the natural resources cabinet; or

  (b) Has or will have an impounding capacity at maximum water storage elevation of fifty (50) acre feet or more.

(10) "Distribution facilities" means all or any part of any facilities, devices, and systems used and useful in obtaining, pumping, storing, treating, and distributing water for agricultural, industrial, commercial, recreational, public, and domestic use.

(11) "Federal act" means the Federal Clean Water Act (33 U.S.C. secs. 1251 et seq.) as said federal act may be amended from time to time in the future, or any other enactment of the United States Congress providing funds that may assist in carrying out the purposes of the authority.

(12) "Federally assisted wastewater revolving fund" means that fund which will receive federal and state funds or the proceeds from the sale of revenue bonds of the authority for the purpose of providing loans to finance construction of publicly owned treatment works as defined in Section 212 of the federal act and for the implementation of a management program established under Section 319 of the federal act and for the development and implementation of a conservation and

management plan under Section 320 of the federal act.

(13) "Governmental agency" means any incorporated city or municipal corporation, or other agency, or unit of government within or a department or a cabinet of the Commonwealth of Kentucky, now having or hereafter granted, the authority and power to finance, acquire, construct, or operate infrastructure or solid waste projects. This definition shall specifically apply, but not by way of limitation, to incorporated cities; counties, including any counties containing a metropolitan sewer district; sanitation districts; water districts; water associations if these associations are permitted to issue interest-bearing obligations which interest would be excludable from gross income under Section 103 of the Internal Revenue Code of 1986 as amended; sewer construction districts; metropolitan sewer districts; sanitation taxing districts; and any other agencies, commissions, districts, or authorities (either acting alone, or in combination with one another in accordance with any regional or area compact, or intergovernmental cooperative agreements), now or hereafter established in accordance with the laws of the Commonwealth of Kentucky having and possessing the described powers described in this subsection.

(14) "Industrial waste" means any liquid, gaseous, or solid waste substances resulting from any process of industry, manufacture, trade, or business, or from the mining or taking, development, processing, or recovery of any natural resources, including heat and radioactivity, together with any sewage as is present therein, which pollutes the waters of the state, and specifically, but not by way of limitation, means heat or thermal differentials created in the waters of the state by any industrial processing, generating, or manufacturing processes.

(15) "Infrastructure project" means any construction or acquisition of treatment works, distribution facilities, or water resources projects instituted by a governmental agency or an investor-owned water utility which is approved by the authority and, if required, by the natural resources cabinet, Public Service Commission, or other agency; solid waste projects; dams; storm water control and treatment systems; gas or electric utility; or any other public utility or public service project which the authority finds would assist in carrying out the purposes set out in KRS 224A.300.

(16) "Infrastructure revolving fund" means that fund which will receive state funds, the proceeds from the sale of revenue bonds of the authority or other moneys earmarked for that fund for the purpose of providing loans or grants to finance construction or acquisition of infrastructure projects as defined in this section.

(17) "Loan or grant" means moneys to be made available to governmental agencies by the authority for the purpose of defraying all or any part of the total costs incidental to construction or acquisition of any infrastructure project.

(18) "Market interest rate" means the interest rate determined by the authority under existing market conditions at the time the authority shall provide financial assistance to a governmental agency.

(19) "Natural resources cabinet" means the Kentucky Natural Resources and Environmental Protection Cabinet, or its successor, said term being meant to relate specifically to the state agency which is designated as the water pollution agency for the Commonwealth of Kentucky, for purposes of the federal act.

(20) "Obligation of a governmental agency" means a revenue bond, bond anticipation note, revenue anticipation note, lease, or other obligation issued by a governmental agency under KRS 58.010 et seq. or other applicable statutes.

(21) "Person" means any individual, firm, partnership, association, corporation, or governmental agency.

(22) "Pollution" means the placing of any noxious or deleterious substances ("pollutants"), including sewage and industrial wastes, in any waters of the state or affecting the properties of any waters of the state in a manner which renders the waters harmful or inimical to the public health or to animal or aquatic life, or to the use, present or future, of these waters for domestic water supply, industrial or agricultural purposes, or recreational purposes.

(23) "Prioritization schedules" means the list of wastewater treatment works, distribution facilities and water resources projects which the natural resources cabinet has evaluated and determined to be of priority for receiving financial assistance from the federally assisted wastewater revolving fund and the federally assisted drinking water revolving fund, or the list of infrastructure projects which the authority has evaluated and determined to be of priority for receiving financial aid from the infrastructure revolving fund. The evaluation by the authority of infrastructure projects for water systems shall be undertaken with input from the appropriate area development district.

(24) "Solid waste project" means construction, renovation, or acquisition of a solid waste facility which shall be instituted and owned by a governmental agency.

(25) "Recovered material" means those materials which have known current use, reuse, or recycling potential, which can be feasibly used, reused, or recycled, and which have been diverted or removed from the solid waste stream for sale, use, reuse, or recycling, whether or not requiring subsequent separation and processing but does not include materials diverted or removed for purposes of energy recovery or combustion except refuse-derived fuel (RDF), which shall be credited as a recovered material in an amount equal to that percentage of the municipal solid waste received on a daily basis at the processing facility and processed into RDF; but not to exceed fifteen percent (15%) of the total amount of the municipal solid waste received at the processing facility on a daily basis.

(26) "Recovered material processing facility" means a facility engaged solely in the storage, processing, and resale or reuse of recovered material but does not mean a solid waste facility if solid waste generated by a recovered material processing facility is managed in accordance with KRS Chapter 224 and administrative regulations adopted by the cabinet.

(27) "Revenue bonds" means special obligation bonds issued by the authority as provided by the provisions of this chapter,

which are not direct or general obligations of the state, and which are payable only from a pledge of, and lien upon, authority revenues as provided in the resolution authorizing the issuance of the bonds, and shall include revenue bond anticipation notes.

(28) "Service charge" means any monthly, quarterly, semiannual, or annual charge to be imposed by a governmental agency, or by the authority, for any infrastructure project financed by the authority, which service charge arises by reason of the existence of, and requirements of, any assistance agreement.

(29) "Sewage" means any of the waste products or excrements, or other discharges from the bodies of human beings or animals, which pollute the waters of the state.

(30) "Solid waste" means "solid waste" as defined by KRS 224.01-010(31)(a).

(31) "Solid waste facility" means any facility for collection, handling, storage, transportation, transfer, processing, treatment, or disposal of solid waste, whether the facility is associated with facilities generating the waste or otherwise, but does not include a container located on property where the waste is generated and which is used solely for the purpose of collection and temporary storage of that solid waste prior to off-site disposal, or a recovered material processing facility.

(32) "Solid waste revolving fund" means that fund which shall receive state funds, the proceeds from the sale of revenue bonds of the authority, or other moneys earmarked for the purpose of providing loans or grants to finance solid waste projects defined in this section.

(33) "State" means the Commonwealth of Kentucky.

(34) "System" means the system owned and operated by a governmental agency with respect to solid waste projects, treatment works, or infrastructure projects financed as provided by the assistance agreement between the governmental agency and the authority.

(35) "Treatment works" or "wastewater treatment works" means all or any part of any facilities, devices, and systems used and useful in the storage, treatment, recycling, and reclamation of wastewater or the abatement of pollution, including facilities for the treatment, neutralization, disposal of, stabilization, collecting, segregating, or holding of wastewater, including without limiting the generality of the foregoing, intercepting sewers, outfall sewers, pumping power stations, and other equipment and their appurtenances; extensions, improvements, remodeling, additions, and alterations thereof, and any wastewater treatment works, including site acquisition of the land that will be an integral part of the wastewater treatment process, or is used for ultimate disposal of residues resulting from wastewater treatment, together with any other facilities which are deemed to be treatment works in accordance with the federal act.

(36) "Variable rate revenue bonds" means revenue bonds the rate of interest on which fluctuates either automatically by reference to a predetermined formula or index or in accordance with the standards set forth in KRS 224A.120.

(37) "Wastewater" means any water or liquid substance containing sewage, industrial waste, or other pollutants or contaminants derived from the prior use of these waters.

(38) "Water resources" means all waters of the state occurring on the surface, in natural or artificial channels, lakes, reservoirs, or impoundments, and in subsurface aquifers, which are available, or which may be made available to agricultural, industrial, commercial, recreational, public, and domestic users.

(39) "Water resources project" means any structural or nonstructural study, plan, design, construction, development, improvement, or any other activity including programs for management, intended to conserve and develop the water resources of the state and shall include all aspects of water supply, flood damage abatement, navigation, water-related recreation, and land conservation facilities and measures.

(40) "Waters of the state" means all streams, lakes, watercourses, waterways, ponds, marshes, wells, springs, irrigation systems, drainage systems, and all other bodies or accumulations of water, surface and underground, natural or artificial, which are situated wholly or partly within, or border upon, this state, or are within its jurisdiction, except those private waters which do not combine or effect a junction with natural, surface, or underground waters.

(41) "Utility tax" means the tax which may be imposed by the authority on every purchase of water or sewer service in the Commonwealth of Kentucky.

Section 23. KRS 224A.100 is amended to read as follows:

The authority may enter into assistance agreements with governmental agencies, and governmental agencies may enter into assistance agreements with the authority in connection with infrastructure projects. Each assistance agreement shall be subject to review by the Capital Projects and Bond Oversight Committee of the Legislative Research Commission and may contain and include such provisions as may be agreed upon by the parties thereto, and shall include and prescribe the following provisions:

(1) An estimate of the reasonable cost of the infrastructure project, as determined by the authority;

(2) The amount of the total rentals under any lease of an infrastructure project, loans or grants to be made to the governmental agency, financing payments, or obligations of the governmental agency to be purchased by the authority;

(3) The time or times at which the rentals, loans or grants, financing payments or the purchase price of a governmental agency shall become payable by or to the governmental agency;

(4) The specific purpose or purposes for which the leased infrastructure project will be used or the proceeds of the purchase of

obligations of the governmental agency or loan or grant made pursuant to the assistance agreement shall be expended;

(5) The conditions under which the leased infrastructure project will be used or the proceeds of the purchase of obligations of the governmental agency or loan or grant may be expended on account of the infrastructure project by the governmental agency;

(6) An agreement by the governmental agency:

(a) To proceed expeditiously with and promptly complete the infrastructure project or cause same to be completed in accordance with plans and specifications approved by federal and state regulatory agencies;

(b) To commence or cause to be commenced operation of the infrastructure project on completion of construction, and not to discontinue operations or dispose of such infrastructure project without the approval of the authority;

(c) To operate and maintain or cause to be operated and maintained the infrastructure project in accordance with the applicable provisions of federal and state law;

(d) To disclose fully to the authority all applications for or award of grants or loans for financial assistance, if any;

(e) To provide for the payment of the governmental agency's share of the cost of the infrastructure project, if the entire infrastructure project is not financed by assistance from the authority and describe with specificity the manner in which the governmental agency proposes to finance its share of such cost, if any;

(7) A provision that, if assistance which was not included in the calculation of the loan or grant payable pursuant to subsection (2) of this section becomes available to the governmental agency, the amount of the assistance from the authority shall be recalculated with the inclusion of the additional assistance, and the governmental agency shall pay to the authority the amount, if any, by which the loan or grant actually made, exceeds the loan or grant as determined by the recalculation;

(8) The extent to which the assistance from the authority shall be repaid to the authority, which shall not be less than the sum of the following, except as provided under KRS 224A.111, 224A.112,~~[224A.270,]~~ and KRS 224A.1115:

(a) The aggregate principal amount of the loan; and

(b) Interest on the aggregate balance of the principal amount of the loan from time to time remaining unpaid, computed at the applicable interest rate, plus not to exceed one-quarter of one percent (0.25%), except as provided for in KRS 224A.111, 224A.112,~~[224A.270,]~~ and KRS 224A.1115;

(9) The time or times and amounts when the repayments required by subsection (8) of this section shall be made by the governmental agency to the authority;

(10) The extent to which a service charge shall be imposed by the governmental agency. Any service charge shall be calculated to produce amounts sufficient to meet the repayment schedule prescribed by subsection (8) of this section; and

(11) An agreement between the governmental agency and the authority that upon any failure of the governmental agency to make payment to the authority in accordance with the time schedule and repayment schedule fixed by the assistance agreement of the amounts prescribed by said schedules, that in such event the authority may, without further action, require the State Treasurer to pay to the authority such amount of other state revenues, tax sharing, or other state aid, with the exception of funds in aid to education and funds derived from motor fuel taxes or vehicle license taxes pursuant to Section 230 of the Constitution of Kentucky, as the governmental agency may thereafter become entitled to receive from the state, until all delinquent payments pursuant to the repayment schedule, plus interest thereon, from the date of each delinquency at the applicable interest rate per annum, shall have been paid."; and

Renumber subsequent sections accordingly; and

On page 1, line 3 delete "*1 to 9*" and insert "***24 to 32***" in lieu thereof; and

On page 1, line 5, delete "*2*" and insert "*25*" in lieu thereof; and

On page 3, line 7, delete "*1 to 9*" and insert "***24 to 32***" in lieu thereof; and

On page 5, line 22 delete "***Section 3***" and insert "***Section 26***" in lieu thereof; and

On page 5, line 25 delete "***Section 3***" and insert "***Section 26***" in lieu thereof; and

On page 6, line 6, delete "*3*" and insert "*26*" in lieu thereof; ;and

On page 6, line 8, delete "*3*" and insert "*26*" in lieu thereof; and

On page 7, line 6, delete "*5*" and insert "*28*" in lieu thereof; and

On page 7, line 15, delete "*3, 4, 5, 6, and 7*" and insert "***26, 27, 28, 29, and 30***" in lieu thereof; and

On page 7, line 19, delete "*1 to 9*" and insert "*24 to 32*" in lieu thereof; and

On page 8, line 4, delete "*4*" and insert "*27*" in lieu thereof; and

On page 8, line 20, delete "***Section 3***" and insert "***Section 26***" in lieu thereof; and

On page 10, line 15, delete "***Section 3***" and insert "***Section 26***" in lieu thereof; and

On page 10, line 22, delete "*3*" and insert "*26*" in lieu thereof; and

On page 10, line 27, delete "*3*" and insert "*26*" in lieu thereof; and

On page 11, line 10, delete "***1 to 9, 10, 11, and 13***" and insert "***24 to 32, 33, 34, and 36***" in lieu thereof; and

On page 12, line 8, delete "***2***" and insert "***25***" in lieu thereof; and

On page 12, line 18, delete "***6***" and insert "***29***" in lieu thereof; and

On page 15 line 9, delete "***2***" and insert "***25***" in lieu thereof; and

On page 15, line 14, delete "***1 to 9***" and insert "***24 to 32***" in liue thereof; and

On page 15, line 16, delete "***1 to 9***" and insert "***24 to 32***" in lieu thereof; and

On page 18, line 10, delete "***5***" and insert "***28***" in lieu thereof; and

On page 18, line 14, delete "***3***" and insert "***26***"; and

On page 23, between lines 2 and 3, insert the following:

"Section 40. The following KRS sections are repealed:

109.062 Use of collection system.
109.320 Exemption from pick-up fee.
224A.270 Solid waste revolving fund -- Uses.
224A.280 Solid waste grant program.
224A.290 Short title."; and

Renumber the subsequent section accordingly; and

On page 23, at the beginning of line 4, insert "Sections 24 to 39 of this Act"; and

On page 23, line 6, delete "this Act takes" and insert "Sections 24 to 39 of this Act take" in lieu thereof.

Floor Amendment No. 1 to the Committee Substitute to **SB 25**, by Representative Wilkey:

SB 25, On page 5, after line 11 insert the following:

"Section 10. KRS 530.020 is amended to read as follows:

(1) A person is guilty of incest when he has sexual intercourse or deviate sexual intercourse, as defined in KRS 510.010, with a person whom he knows to be an ancestor, descendant, brother, ~~[or]~~sister***, aunt, uncle, nephew, or niece***. The relationships referred to herein include blood relationships of either the whole or half blood without regard to legitimacy, relationship of parent and child by adoption, and relationship of stepparent and stepchild.

(2) Incest is a Class C felony."

Floor Amendment No. 1 Title to **SB 120**, by Representative A. Arnold:

SB 120, Amend title to read "AN ACT proposing an amendment to Sections 190, 191, 192, 193, 194, 198, 200, 202, 203, 207, and 208 of the Constitution of Kentucky relating to corporations."

Floor Amendment No. 4 to the Committee Substitute to **SB 184**, by Representative Wilkey:

SB 184, On page 17, after line 26, insert the following:

"Section 13. KRS 189.125 is amended to read as follows:

(1) Except as otherwise provided in this section, "motor vehicle" as used in this section means every vehicle designed to carry ten (10) or fewer passengers and used for the transportation of persons, but the term does not include:

(a) Motorcycles;

(b) Motor driven cycles; or

(c) Farm trucks registered for agricultural use only and having a gross weight of one (1) ton or more.

(2) ***A***~~[No]~~ person shall ***not*** sell any new ***motor***~~[passenger]~~ vehicle in this state nor shall any person make application for registering a new passenger vehicle in this state unless the front or forward seat or seats have adequate anchors or attachments secured to the floor and/or sides to the rear of the seat or seats to which seat belts may be secured.

(3) Any driver of a motor vehicle, when transporting a child of forty (40) inches in height or less in a motor vehicle operated on the roadways, streets, and highways of this state, shall have the child properly secured in a child restraint system of a type meeting federal motor vehicle safety standards.

(4) As used in this section, "child restraint system" means any device manufactured to transport children in a motor vehicle which conforms to all applicable federal motor vehicle safety standards.

(5) Failure to wear a child passenger restraint shall not be considered as contributory negligence, nor shall such failure to wear

said passenger restraint system be admissible as evidence in the trial of any civil action. Failure of any person to wear a seat belt shall not constitute negligence per se.

(6) ***A***[~~No~~] person shall ***not*** operate a motor vehicle manufactured after 1965 on the public roadways of this state unless the driver and all passengers are wearing a properly adjusted and fastened seat belt, unless the passenger is a child who is secured as required in subsection (3) of this section. The provisions of this subsection shall not apply to:

(a) A person who has in his possession at the time of the conduct in question a written statement from a physician or licensed chiropractor that he is unable, for medical or physical reasons, to wear a seat belt;[~~ or~~]

(b) A letter carrier of the United States postal service while engaged in the performance of his duties***; or***

(c) A person who is an operator of, or passenger in, a motor vehicle when the seat belt is properly adjusted and fastened, and the seat belt fails to meet the recommendations of the National Highway Traffic Safety Administration and manufacturers' specifications for proper seat belt usage.

(7)[~~ A peace officer shall not stop or seize a person nor issue a uniform citation for a violation of subsection (6) of this section if the officer has no other cause to stop or seize the person other than a violation of subsection (6) of this section.~~

~~(8)~~] The provisions of ***subsection***[~~subsections~~] (6)[~~ and (7)~~] of this section shall supersede any existing local ordinance involving the use of seat belts. ***An***[~~No~~] ordinance contrary to ***subsection***[~~subsections~~] (6)[~~ and (7)~~] of this section ***shall not***[~~ may~~] be enacted by any unit of local government.

Section 14. KRS 189.990 is amended to read as follows:

(1) Any person who violates any of the provisions of KRS 189.020 to 189.040, subsections (1), (2), and (5) of KRS 189.050, KRS 189.060 to 189.080, subsections (1) to (3) of KRS 189.090, KRS 189.100, 189.110, 189.130 to 189.160, subsections (2) to (4) of KRS 189.190, KRS 189.200, 189.285, 189.290, 189.300 to 189.360, KRS 189.380, KRS 189.400 to 189.430, 189.450 to 189.480, subsection (1) of KRS 189.520, KRS 189.540, KRS 189.570 to 189.630, except subsection (1) of KRS 189.580, KRS 189.345, subsection (4) of KRS 189.456, and 189.960 shall be fined not less than twenty dollars ($20) nor more than one hundred dollars ($100) for each offense. Any person who violates subsection (1) of KRS 189.580 shall be fined not less than twenty dollars ($20) nor more than two thousand dollars ($2,000) or imprisoned in the county jail for not more than one (1) year, or both. Any person who violates paragraph (c) of subsection (5) of KRS 189.390 shall be fined not less than eleven dollars ($11) nor more than thirty dollars ($30). Neither court costs nor fees shall be taxed against any person violating paragraph (c) of subsection (5) of KRS 189.390.

(2) (a) Any person who violates the weight provisions of KRS 189.212, 189.221, 189.222, 189.226, 189.230, or 189.270 shall be fined two cents ($0.02) per pound for each pound of excess load when the excess is five thousand (5,000) pounds or less. When the excess exceeds five thousand (5,000) pounds the fine shall be two cents ($0.02) per pound for each pound of excess load, but the fine levied shall not be less than one hundred dollars ($100) and shall not be more than five hundred dollars ($500).

(b) Any person who violates the provisions of KRS 189.271 and is operating on a route designated on the permit shall be fined one hundred dollars ($100); otherwise, the penalties in paragraph (a) of this subsection shall apply.

(c) Any person who violates any provision of subsections (3) and (4) of KRS 189.050, subsection (4) of KRS 189.090, KRS 189.221 to 189.230, 189.270, 189.280, 189.490, or the dimension provisions of KRS 189.212, for which another penalty is not specifically provided shall be fined not less than ten dollars ($10) nor more than five hundred dollars ($500).

(d) Nothing in this subsection or in KRS 189.221 to 189.228 shall be deemed to prejudice or affect the authority of the Department of Vehicle Regulation to suspend or revoke certificates of common carriers, permits of contract carriers, or drivers' or chauffeurs' licenses, for any violation of KRS 189.221 to 189.228 or any other act applicable to motor vehicles, as provided by law.

(3) (a) Any person who violates subsection (1) of KRS 189.190 shall be fined not more than fifteen dollars ($15).

(b) Any person who violates subsection (5) of KRS 189.190 shall be fined not less than thirty-five dollars ($35) nor more than two hundred dollars ($200).

(4) (a) Any person who violates subsection (1) of KRS 189.210 shall be fined not less than twenty-five dollars ($25) nor more than one hundred dollars ($100).

(b) Any peace officer who fails, when properly informed, to enforce KRS 189.210 shall be fined not less than twenty-five dollars ($25) nor more than one hundred dollars ($100).

(c) All fines collected under this subsection, after payment of commissions to officers entitled thereto, shall go to the county road fund if the offense is committed in the county, or to the city street fund if committed in the city.

(5) Any person who violates KRS 189.370 shall for the first offense be fined not less than one hundred dollars ($100) nor more than two hundred dollars ($200) or imprisoned not less than thirty (30) days nor more than sixty (60) days, or both. For each subsequent offense occurring within three (3) years, the person shall be fined not less than three hundred dollars ($300) nor more than five hundred dollars ($500) or imprisoned not less than sixty (60) days nor more than six (6) months, or both. The minimum fine for this violation shall not be subject to suspension. A minimum of six (6) points shall be assessed against the driving record of any person convicted.

(6) Any person who violates KRS 189.500 shall be fined not more than fifteen dollars ($15) in excess of the cost of the repair of the road.

(7) Any person who violates KRS 189.510 or KRS 189.515 shall be fined not less than twenty dollars ($20) nor more than fifty dollars ($50).

(8) Any peace officer who violates subsection (2) of KRS 189.520 shall be fined not less than thirty-five dollars ($35) nor more than one hundred dollars ($100).

(9) (a) Any person who violates KRS 189.530(1) shall be fined not less than thirty-five dollars ($35) nor more than one hundred dollars ($100), or imprisoned not less than thirty (30) days nor more than twelve (12) months, or both.

(b) Any person who violates KRS 189.530(2) shall be fined not less than thirty-five dollars ($35) nor more than one hundred dollars ($100).

(10) Any person who violates any of the provisions of KRS 189.550 shall be guilty of a Class B misdemeanor.

(11) Any person who violates subsection (2) of KRS 189.560 shall be fined not less than thirty dollars ($30) nor more than one hundred dollars ($100) for each offense.

(12) The fines imposed by paragraph (a) of subsection (3) and subsections (6) and (7) of this section shall, in the case of a public highway, be paid into the county road fund, and, in the case of a privately owned road or bridge, be paid to the owner. These fines shall not bar an action for damages for breach of contract.

(13) Any person who violates any of the provisions of KRS 189.120 shall be fined not less than twenty dollars ($20) nor more than one hundred dollars ($100) for each offense.

(14) Any person who violates any provision of KRS 189.575 shall be fined not less than twenty dollars ($20) nor more than twenty-five dollars ($25).

(15) Any person who violates subsection (2) of KRS 189.231 shall be fined not less than twenty dollars ($20) nor more than one hundred dollars ($100) for each offense.

(16) Any person who violates restrictions or regulations established by the secretary of transportation pursuant to subsection (3) of KRS 189.231 shall, upon first offense, be fined one hundred dollars ($100) and, upon subsequent convictions, be fined not less than one hundred dollars ($100) nor more than five hundred dollars ($500) or imprisoned for thirty (30) days, or both.

(17) (a) Any person who violates any of the provisions of KRS 189.565 shall be guilty of a Class B misdemeanor.

(b) In addition to the penalties prescribed in paragraph (a) of this subsection, in case of violation by any person in whose name the vehicle used in the transportation of inflammable liquids or explosives is licensed, the person shall be fined not less than one hundred dollars ($100) nor more than five hundred dollars ($500). Each violation shall constitute a separate offense.

(18) Any person who abandons a vehicle upon the right-of-way of a state highway for three (3) consecutive days shall be fined not less than thirty-five dollars ($35) nor more than one hundred dollars ($100), or imprisoned for not less than ten (10) days nor more than thirty (30) days.

(19) Every person violating KRS 189.393 shall be guilty of a Class B misdemeanor, unless the offense is being committed by a defendant fleeing the commission of a felony offense which the defendant was also charged with violating and was subsequently convicted of that felony, in which case it is a Class A misdemeanor.

(20) Any law enforcement agency which fails or refuses to forward the reports required by KRS 189.635 shall be subject to the penalties prescribed in KRS 17.157.

(21) A person who elects to operate a bicycle in accordance with any regulations adopted pursuant to KRS 189.287 and who willfully violates a provision of a regulation shall be fined not less than ten dollars ($10) nor more than one hundred dollars ($100). A person who operates a bicycle without complying with any regulations adopted pursuant to KRS 189.287 or vehicle safety statutes shall be prosecuted for violation of the latter.

(22) Any person who violates KRS 189.860 shall be fined not more than five hundred dollars ($500) or imprisoned for not more than six (6) months, or both.

(23) Any person who violates KRS 189.754 shall be fined not less than twenty-five dollars ($25) nor more than three hundred dollars ($300).

(24) Any person who violates the provisions of KRS 189.125(3) shall be fined fifty dollars ($50).

(25) Any person who violates the provisions of KRS 189.125(6) shall be fined an amount not to exceed twenty-five dollars ($25). ***The fine shall be subject to prepayment. A person who prepays the fine levied under this subsection shall not be required to pay court costs.***

(26) Any person who violates any of the provisions of KRS 189.125(3), KRS 189.290, KRS 189.300, KRS 189.340, KRS 189.345, KRS 189.370, KRS 189.393, or KRS 189.505, shall, in addition to any other fine imposed by this chapter, pay an additional fee of ten dollars ($10). Funds collected pursuant to this subsection shall be deposited in the traumatic brain injury trust fund, created pursuant to KRS 211.476, within fourteen (14) days after the end of each quarter, to be used for the purposes set forth in KRS 211.470 to 211.478.

(27) Fines levied pursuant to this chapter shall be assessed in the manner required by KRS 534.020, in amounts consistent with this chapter. Nonpayment of fines shall be governed by KRS 534.060.

(28) A licensed driver under the age of eighteen (18) charged with a moving violation pursuant to this chapter as the driver of a motor vehicle may be referred, prior to trial, by the court to a diversionary program. The diversionary program under this subsection shall consist of one (1) or both of the following:

(a) Execution of a diversion agreement which prohibits the driver from operating a vehicle for a period not to exceed forty-five (45) days and which allows the court to retain the driver's operator's license during this period; and

(b) Attendance at a driver improvement clinic established pursuant to KRS 186.574. If the person completes the terms of this diversionary program satisfactorily the violation shall be dismissed.

Section 15. KRS 431.452 is amended to read as follows:

(1) An offense which is designated as subject to prepayment by specific statutory designation may be prepaid by the violator subject to the terms and conditions of the statute involved.

(2) When an offense that is not designated as subject to prepayment by specific statutory designation is cited on the same citation with another offense that is subject to prepayment, the officer shall cite the violator to court for all cited offenses. However, if the offense for which prepayment is not allowed is dismissed by the judge prior to the court date listed on the citation, the offense subject to prepayment by specific statutory designation may be prepaid by the violator, and the violator shall not be required to appear in court.

(3) An offense which is designated as subject to prepayment is subject to the following conditions:

(a) Designation as subject to prepayment does not preclude a physical arrest by a peace officer for that offense;

(b) Designation as subject to prepayment shall preclude a requirement that the defendant make a court appearance on a uniform citation;

(c) ***Except as provided in subsection (25) of Section 14 of this Act,*** for any offense designated as subject to prepayment the defendant may elect to pay the minimum fine for the offense plus court costs to the circuit clerk before the date of his trial or be tried in the normal manner, unless the citation is marked for mandatory court appearance pursuant to KRS 431.015 or subsection (2) of this section, except that the fine for violations of KRS 189.221, 189.222, 189.226, 189.270, or 189.271 shall be in accordance with KRS 189.990(2)(a) and the defendant shall not be allowed to pay the minimum fine as otherwise allowed by this paragraph;

(d) Prepayment of the fine and costs shown on the citation or accompanying schedule shall be considered as a plea of guilty for all purposes.

(4) When a peace officer issues a uniform citation and no physical arrest is made he shall, where the citation is designated as subject to prepayment, mark the citation as "PAYABLE", except as provided in KRS 431.015 or subsection (2) of this section.

(5) The Administrative Office of the Courts, after consultation with the Kentucky State Police, the Transportation Cabinet, the Division of Forestry, the Division of Fish and Wildlife, and a representative of law enforcement shall develop a prepayable fine and cost schedule and a uniform statewide instruction sheet for the Commonwealth.

SECTION 16. A NEW SECTION OF KRS CHAPTER 189 IS CREATED TO READ AS FOLLOWS:

All law enforcement agencies in this state shall be prohibited from erecting roadblocks for the sole purpose of checking for violations of KRS 189.125, with the exception of violations of child safety restraint provisions governed by KRS 189.125(3).

Section 17. Between the effective date of this section and July 1, 2003, all law enforcement agencies in this state shall be required to include educational materials on the benefits of wearing a seat belt when issuing a citation for a violation of KRS 189.125. The Justice Cabinet and the Transportation Cabinet shall ensure that appropriate educational materials are distributed to all law enforcement agencies.

Section 18. The Transportation Cabinet shall erect signs notifying the traveling public that seat belt use is a requirement in Kentucky at every border crossing on the interstate system between Kentucky and neighboring states, at every rest area within the Commonwealth on the interstate system, and every fifty (50) miles on the interstate system, or at another reasonable distance as determined by the Transportation Cabinet. The signs required by this section may be the current signs that depict a person with a seat belt across the body.

Section 19. The provisions of Section 13 of this Act take effect July 1, 2003.".

Floor Amendment No. 5 Title to **SB 184**, by Representative Wilkey:

SB 184, Amend the title to read as follows: "AN ACT relating to public safety issues.".

Floor Amendment No. 6 to **SB 184**, by Representative P. Clark:

SB 184, On page 12, after line 18 by inserting the following:

"Section 9. KRS 61.510 is amended to read as follows:

As used in KRS 61.515 to 61.705, unless the context otherwise requires:

(1) "System" means the Kentucky Employees Retirement System created by KRS 61.515 to 61.705;

(2) "Board" means the board of trustees of the system as provided in KRS 61.645;

(3) "Department" means any state department or board or agency participating in the system in accordance with appropriate executive order, as provided in KRS 61.520. For purposes of KRS 61.515 to 61.705, the members, officers, and employees of the General Assembly and any other body, entity, or instrumentality designated by executive order by the Governor, shall be deemed to be a department, notwithstanding whether said body, entity, or instrumentality is an integral part of state government;

(4) "Examiner" means the medical examiners as provided in KRS 61.665;

(5) "Employee" means the members, officers, and employees of the General Assembly and every regular full-time, appointed or elective officer or employee of a participating department, including the Department of Military Affairs. The term does not include persons engaged as independent contractors, seasonal, emergency, temporary, and part-time workers. In case of any doubt, the board shall determine if a person is an employee within the meaning of KRS 61.515 to 61.705;

(6) "Employer" means a department or any authority of a department having the power to appoint or select an employee in the department, including the Senate and the House of Representatives, or any other entity, the employees of which are eligible for membership in the system pursuant to KRS 61.525;

(7) "State" means the Commonwealth of Kentucky;

(8) "Member" means any employee who is included in the membership of the system or any former employee whose membership has not been terminated under KRS 61.535;

(9) "Service" means the total of current service and prior service as defined in this section;

(10) "Current service" means the number of years and months of employment as an employee, on and after July 1, 1956, except that for members, officers, and employees of the General Assembly this date shall be January 1, 1960, for which creditable compensation is paid and employee contributions deducted, except as otherwise provided, and each member, officer, and employee of the General Assembly shall be credited with a month of current service for each month he serves in the position;

(11) "Prior service" means the number of years and completed months, expressed as a fraction of a year, of employment as an employee, prior to July 1, 1956, for which creditable compensation was paid; except that for members, officers, and employees of the General Assembly, this date shall be January 1, 1960. An employee shall be credited with one (1) month of prior service only in those months he received compensation for at least one hundred (100) hours of work; provided, however, that each member, officer, and employee of the General Assembly shall be credited with a month of prior service for each month he served in the position prior to January 1, 1960. Twelve (12) months of current service in the system are required to validate prior service;

(12) "Accumulated contributions" at any time means the sum of all amounts deducted from the compensation of a member and credited to his individual account in the members' contribution account, including employee contributions picked up after August 1, 1982, pursuant to KRS 61.560(4), together with interest credited on such amounts and any other amounts the member shall have contributed thereto, including interest credited thereon;

(13) "Creditable compensation" means all salary, wages, tips to the extent the tips are reported for income tax purposes, and fees, including payments for compensatory time, paid to the employee as a result of services performed for the employer or for time during which the member is on paid leave, which are includable on the member's federal form W-2 wage and tax statement under the heading "wages, tips, other compensation," including employee contributions picked up after August 1, 1982, pursuant to KRS 61.560(4), except that for members of the General Assembly, it shall mean an assumed salary of twenty-seven thousand five hundred dollars ($27,500) per annum which shall include per diem and expense payments authorized by KRS Chapter 6. The creditable compensation of members, officers, and employees of the General Assembly shall be calculated as having been received in equal amounts for each month of the year. A lump-sum bonus, severance pay, or employer provided payment for purchase of service credit shall be included as creditable compensation but shall be averaged over the employee's service with the employer. In cases where compensation includes maintenance and other perquisites, the board shall fix the value of that part of the compensation not paid in money. Living allowances, expense reimbursements, payments received after the date of termination of employment for accrued vacation leave, and other items determined by the board shall be excluded. Creditable compensation shall also include amounts which are not includable in the member's gross income by virtue of the member having taken a voluntary salary reduction provided for under applicable provisions of the Internal Revenue Code;

(14) "Final compensation" of a member means:

(a) For a member who is not employed in a hazardous position, as provided in KRS 61.592, the creditable compensation of the member during the five (5) fiscal years he was paid at the highest average monthly rate divided by the number of months of service credit during that five (5) year period multiplied by twelve (12), except that for members of the General Assembly who retire pursuant to KRS 61.600, or who die in office, "final compensation" shall be twenty-seven thousand five hundred dollars ($27,500). The five (5) years may be fractional and need not be consecutive. If the number of months of service credit during the five (5) year period is less than forty-eight (48), one (1) or more additional fiscal years shall be used; or

(b) For a member who is not employed in a hazardous position, as provided in KRS 61.592, whose effective retirement date is between August 1, 2001, and January 1, 2009, and whose total service credit is at least twenty-seven (27) years and whose age and years of service total at least ***seventy (70)***~~[seventy five (75)]~~, final compensation means the creditable compensation of the member during the three (3) fiscal years the member was paid at the highest average monthly rate divided by the number of months of service credit during that three (3) years period multiplied by twelve (12). The three (3) years may be fractional and need not be consecutive. If the number of months of service credit during the three (3) year period is less than twenty-four (24), one (1) or more additional fiscal years shall be used. Notwithstanding the provision of KRS 61.565, the funding for this paragraph shall be provided from existing funds of the retirement allowance; or

(c) For a member who is employed in a hazardous position, as provided in KRS 61.592, the creditable compensation of the member during the three (3) fiscal years he was paid at the highest average monthly rate divided by the number of months of service credit during that three (3) year period multiplied by twelve (12). The three (3) years may be fractional and need not be consecutive. If the number of months of service credit during the three (3) year period is less than twenty-four (24), one (1) or more additional fiscal years shall be used;

(15) "Final rate of pay" means the actual rate upon which earnings of an employee were calculated during the twelve (12) month period immediately preceding the member's effective retirement date, including employee contributions picked up after August 1, 1982, pursuant to KRS 61.560(4). In the case of members of the General Assembly, the "final rate of pay" shall be the creditable compensation. The rate shall be certified to the system by the employer and the following equivalents shall be used to convert the rate to an annual rate: two thousand eighty (2,080) hours for eight (8) hour workdays, nineteen hundred fifty (1,950) hours for seven and one-half (7-1/2) hour workdays, two hundred sixty (260) days, fifty-two (52) weeks, twelve (12) months, one (1) year;

(16) "Retirement allowance" means the retirement payments to which a member is entitled;

(17) "Actuarial equivalent" means a benefit of equal value when computed upon the basis of the actuarial tables that are from time to time adopted by the board, except in cases of disability retirement, the options authorized by KRS 61.635 shall be computed by adding ten (10) years to the age of the member. No disability retirement option shall be less than the same option computed under early retirement;

(18) "Normal retirement date" means the sixty-fifth birthday of a member, unless otherwise provided in KRS 61.515 to 61.705;

(19) "Fiscal year" of the system means the twelve (12) months from July 1 through the following June 30, which shall also be the plan year;

(20) "Officers and employees of the General Assembly" means the occupants of those positions enumerated in KRS 6.150 and the assistants if employed by the General Assembly for at least six (6) regular legislative sessions;

(21) "Regular full-time positions," as used in subsection (5) of this section, shall mean all positions that average one hundred (100) or more hours per month determined by using the number of months actually worked within a calendar or fiscal year, including all positions except:

(a) Seasonal positions, which although temporary in duration, are positions which coincide in duration with a particular season or seasons of the year and which may recur regularly from year to year, the period of time shall not exceed nine (9) months;

(b) Emergency positions which are positions which do not exceed thirty (30) working days and are nonrenewable;

(c) Temporary positions which are positions of employment with a participating department for a period of time not to exceed nine (9) months;

(d) Part-time positions which are positions which may be permanent in duration, but which require less than a calendar or fiscal year average of one hundred (100) hours of work per month, determined by using the number of months actually worked within a calendar or fiscal year, in the performance of duty; and

(e) Interim positions which are positions established for a one-time or recurring need not to exceed nine (9) months;

(22) "Delayed contribution payment" means an amount paid by an employee for current service obtained under KRS 61.552. The amount shall be determined using the same formula adopted by the board for purchase of service under KRS 61.552(9), except the employee shall pay a single payment of fifty percent (50%) of the total cost of the service with no cost to the employer, and the payment shall not be picked up by the employer. A delayed contribution payment shall be deposited to the member's contribution account and considered as accumulated contributions of the individual member. In determining payments under this subsection, the formula found in this subsection shall prevail over the one found in KRS 212.434;

(23) "Parted employer" means a department, portion of a department, board, or agency, such as Outwood Hospital and School, which previously participated in the system, but due to lease or other contractual arrangement is now operated by a

publicly held corporation or other similar organization, and therefore is no longer participating in the system;

(24) "Retired member" means any former member receiving a retirement allowance or any former member who has filed the necessary documents for retirement benefits and is no longer contributing to the retirement system;

(25) "Current rate of pay" means the member's actual hourly, daily, weekly, biweekly, monthly, or yearly rate of pay converted to an annual rate as defined in final rate of pay. The rate shall be certified by the employer;

(26) "Beneficiary" means the person or persons or estate or trust or trustee designated by the member in accordance with KRS 61.542 or 61.705 to receive any available benefits in the event of the member's death. As used in KRS 61.702, "beneficiary" does not mean an estate, trust, or trustee;

(27) "Recipient" means the retired member or the person or persons designated as beneficiary by the member and drawing a retirement allowance as a result of the member's death or a dependent child drawing a retirement allowance. An alternate payee of a qualified domestic relations order shall be considered a recipient only for purposes of KRS 61.691;

(28) "Level-percentage-of-payroll amortization method" means a method of determining the annual amortization payment on the unfunded past service liability as expressed as a percentage of payroll over a set period of years. Under this method, the percentage of payroll shall be projected to remain constant for all years remaining in the set period and the unfunded past service liability shall be projected to be fully amortized at the conclusion of the set period;

(29) "Increment" means twelve (12) months of service credit which are purchased. The twelve (12) months need not be consecutive. The final increment may be less than twelve (12) months;

(30) "Person" means a natural person;

(31) "Retirement office" means the Kentucky Retirement Systems office building in Frankfort;

(32) "Last day of paid employment" means the last date employer and employee contributions are required to be reported in accordance with KRS 16.543, 61.543, or 78.615 to the retirement office in order for the employee to receive current service credit for the month. Last day of paid employment does not mean a date the employee receives payment for accrued leave, whether by lump sum or otherwise, if that date occurs twenty-four (24) or more months after previous contributions;

(33) "Objective medical evidence" means reports of examinations or treatments; medical signs which are anatomical, physiological, or psychological abnormalities that can be observed; psychiatric signs which are medically demonstrable phenomena indicating specific abnormalities of behavior, affect, thought, memory, orientation, or contact with reality; or laboratory findings which are anatomical, physiological, or psychological phenomena that can be shown by medically acceptable laboratory diagnostic techniques, including, but not limited to, chemical tests, electrocardiograms, electroencephalograms, X-rays, and psychological tests;

(34) "Participating" means an employee is currently earning service credit in the system as provided in KRS 61.543; and

(35) "Month" means a calendar month.".

Floor Amendment No. 7 to the Committee Substitute to **SB 184**, by Representative P. Clark:

SB 184, On page 17, after line 26 by inserting the following:

"Section 13. KRS 61.510 is amended to read as follows:

As used in KRS 61.515 to 61.705, unless the context otherwise requires:

(1) "System" means the Kentucky Employees Retirement System created by KRS 61.515 to 61.705;

(2) "Board" means the board of trustees of the system as provided in KRS 61.645;

(3) "Department" means any state department or board or agency participating in the system in accordance with appropriate executive order, as provided in KRS 61.520. For purposes of KRS 61.515 to 61.705, the members, officers, and employees of the General Assembly and any other body, entity, or instrumentality designated by executive order by the Governor, shall be deemed to be a department, notwithstanding whether said body, entity, or instrumentality is an integral part of state government;

(4) "Examiner" means the medical examiners as provided in KRS 61.665;

(5) "Employee" means the members, officers, and employees of the General Assembly and every regular full-time, appointed or elective officer or employee of a participating department, including the Department of Military Affairs. The term does not include persons engaged as independent contractors, seasonal, emergency, temporary, and part-time workers. In case of any doubt, the board shall determine if a person is an employee within the meaning of KRS 61.515 to 61.705;

(6) "Employer" means a department or any authority of a department having the power to appoint or select an employee in the department, including the Senate and the House of Representatives, or any other entity, the employees of which are eligible for membership in the system pursuant to KRS 61.525;

(7) "State" means the Commonwealth of Kentucky;

(8) "Member" means any employee who is included in the membership of the system or any former employee whose

membership has not been terminated under KRS 61.535;

(9) "Service" means the total of current service and prior service as defined in this section;

(10) "Current service" means the number of years and months of employment as an employee, on and after July 1, 1956, except that for members, officers, and employees of the General Assembly this date shall be January 1, 1960, for which creditable compensation is paid and employee contributions deducted, except as otherwise provided, and each member, officer, and employee of the General Assembly shall be credited with a month of current service for each month he serves in the position;

(11) "Prior service" means the number of years and completed months, expressed as a fraction of a year, of employment as an employee, prior to July 1, 1956, for which creditable compensation was paid; except that for members, officers, and employees of the General Assembly, this date shall be January 1, 1960. An employee shall be credited with one (1) month of prior service only in those months he received compensation for at least one hundred (100) hours of work; provided, however, that each member, officer, and employee of the General Assembly shall be credited with a month of prior service for each month he served in the position prior to January 1, 1960. Twelve (12) months of current service in the system are required to validate prior service;

(12) "Accumulated contributions" at any time means the sum of all amounts deducted from the compensation of a member and credited to his individual account in the members' contribution account, including employee contributions picked up after August 1, 1982, pursuant to KRS 61.560(4), together with interest credited on such amounts and any other amounts the member shall have contributed thereto, including interest credited thereon;

(13) "Creditable compensation" means all salary, wages, tips to the extent the tips are reported for income tax purposes, and fees, including payments for compensatory time, paid to the employee as a result of services performed for the employer or for time during which the member is on paid leave, which are includable on the member's federal form W-2 wage and tax statement under the heading "wages, tips, other compensation," including employee contributions picked up after August 1, 1982, pursuant to KRS 61.560(4), except that for members of the General Assembly, it shall mean an assumed salary of twenty-seven thousand five hundred dollars ($27,500) per annum which shall include per diem and expense payments authorized by KRS Chapter 6. The creditable compensation of members, officers, and employees of the General Assembly shall be calculated as having been received in equal amounts for each month of the year. A lump-sum bonus, severance pay, or employer provided payment for purchase of service credit shall be included as creditable compensation but shall be averaged over the employee's service with the employer. In cases where compensation includes maintenance and other perquisites, the board shall fix the value of that part of the compensation not paid in money. Living allowances, expense reimbursements, payments received after the date of termination of employment for accrued vacation leave, and other items determined by the board shall be excluded. Creditable compensation shall also include amounts which are not includable in the member's gross income by virtue of the member having taken a voluntary salary reduction provided for under applicable provisions of the Internal Revenue Code;

(14) "Final compensation" of a member means:

(a) For a member who is not employed in a hazardous position, as provided in KRS 61.592, the creditable compensation of the member during the five (5) fiscal years he was paid at the highest average monthly rate divided by the number of months of service credit during that five (5) year period multiplied by twelve (12), except that for members of the General Assembly who retire pursuant to KRS 61.600, or who die in office, "final compensation" shall be twenty-seven thousand five hundred dollars ($27,500). The five (5) years may be fractional and need not be consecutive. If the number of months of service credit during the five (5) year period is less than forty-eight (48), one (1) or more additional fiscal years shall be used; or

(b) For a member who is not employed in a hazardous position, as provided in KRS 61.592, whose effective retirement date is between August 1, 2001, and January 1, 2009, and whose total service credit is at least twenty-seven (27) years and whose age and years of service total at least ***seventy (70)***[~~seventy five (75)~~], final compensation means the creditable compensation of the member during the three (3) fiscal years the member was paid at the highest average monthly rate divided by the number of months of service credit during that three (3) years period multiplied by twelve (12). The three (3) years may be fractional and need not be consecutive. If the number of months of service credit during the three (3) year period is less than twenty-four (24), one (1) or more additional fiscal years shall be used. Notwithstanding the provision of KRS 61.565, the funding for this paragraph shall be provided from existing funds of the retirement allowance; or

(c) For a member who is employed in a hazardous position, as provided in KRS 61.592, the creditable compensation of the member during the three (3) fiscal years he was paid at the highest average monthly rate divided by the number of months of service credit during that three (3) year period multiplied by twelve (12). The three (3) years may be fractional and need not be consecutive. If the number of months of service credit during the three (3) year period is less than twenty-four (24), one (1) or more additional fiscal years shall be used;

(15) "Final rate of pay" means the actual rate upon which earnings of an employee were calculated during the twelve (12) month period immediately preceding the member's effective retirement date, including employee contributions picked up after August 1, 1982, pursuant to KRS 61.560(4). In the case of members of the General Assembly, the "final rate of pay" shall be the creditable compensation. The rate shall be certified to the system by the employer and the following

equivalents shall be used to convert the rate to an annual rate: two thousand eighty (2,080) hours for eight (8) hour workdays, nineteen hundred fifty (1,950) hours for seven and one-half (7-1/2) hour workdays, two hundred sixty (260) days, fifty-two (52) weeks, twelve (12) months, one (1) year;

(16) "Retirement allowance" means the retirement payments to which a member is entitled;

(17) "Actuarial equivalent" means a benefit of equal value when computed upon the basis of the actuarial tables that are from time to time adopted by the board, except in cases of disability retirement, the options authorized by KRS 61.635 shall be computed by adding ten (10) years to the age of the member. No disability retirement option shall be less than the same option computed under early retirement;

(18) "Normal retirement date" means the sixty-fifth birthday of a member, unless otherwise provided in KRS 61.515 to 61.705;

(19) "Fiscal year" of the system means the twelve (12) months from July 1 through the following June 30, which shall also be the plan year;

(20) "Officers and employees of the General Assembly" means the occupants of those positions enumerated in KRS 6.150 and the assistants if employed by the General Assembly for at least six (6) regular legislative sessions;

(21) "Regular full-time positions," as used in subsection (5) of this section, shall mean all positions that average one hundred (100) or more hours per month determined by using the number of months actually worked within a calendar or fiscal year, including all positions except:

(a) Seasonal positions, which although temporary in duration, are positions which coincide in duration with a particular season or seasons of the year and which may recur regularly from year to year, the period of time shall not exceed nine (9) months;

(b) Emergency positions which are positions which do not exceed thirty (30) working days and are nonrenewable;

(c) Temporary positions which are positions of employment with a participating department for a period of time not to exceed nine (9) months;

(d) Part-time positions which are positions which may be permanent in duration, but which require less than a calendar or fiscal year average of one hundred (100) hours of work per month, determined by using the number of months actually worked within a calendar or fiscal year, in the performance of duty; and

(e) Interim positions which are positions established for a one-time or recurring need not to exceed nine (9) months;

(22) "Delayed contribution payment" means an amount paid by an employee for current service obtained under KRS 61.552. The amount shall be determined using the same formula adopted by the board for purchase of service under KRS 61.552(9), except the employee shall pay a single payment of fifty percent (50%) of the total cost of the service with no cost to the employer, and the payment shall not be picked up by the employer. A delayed contribution payment shall be deposited to the member's contribution account and considered as accumulated contributions of the individual member. In determining payments under this subsection, the formula found in this subsection shall prevail over the one found in KRS 212.434;

(23) "Parted employer" means a department, portion of a department, board, or agency, such as Outwood Hospital and School, which previously participated in the system, but due to lease or other contractual arrangement is now operated by a publicly held corporation or other similar organization, and therefore is no longer participating in the system;

(24) "Retired member" means any former member receiving a retirement allowance or any former member who has filed the necessary documents for retirement benefits and is no longer contributing to the retirement system;

(25) "Current rate of pay" means the member's actual hourly, daily, weekly, biweekly, monthly, or yearly rate of pay converted to an annual rate as defined in final rate of pay. The rate shall be certified by the employer;

(26) "Beneficiary" means the person or persons or estate or trust or trustee designated by the member in accordance with KRS 61.542 or 61.705 to receive any available benefits in the event of the member's death. As used in KRS 61.702, "beneficiary" does not mean an estate, trust, or trustee;

(27) "Recipient" means the retired member or the person or persons designated as beneficiary by the member and drawing a retirement allowance as a result of the member's death or a dependent child drawing a retirement allowance. An alternate payee of a qualified domestic relations order shall be considered a recipient only for purposes of KRS 61.691;

(28) "Level-percentage-of-payroll amortization method" means a method of determining the annual amortization payment on the unfunded past service liability as expressed as a percentage of payroll over a set period of years. Under this method, the percentage of payroll shall be projected to remain constant for all years remaining in the set period and the unfunded past service liability shall be projected to be fully amortized at the conclusion of the set period;

(29) "Increment" means twelve (12) months of service credit which are purchased. The twelve (12) months need not be consecutive. The final increment may be less than twelve (12) months;

(30) "Person" means a natural person;

(31) "Retirement office" means the Kentucky Retirement Systems office building in Frankfort;

(32) "Last day of paid employment" means the last date employer and employee contributions are required to be reported in accordance with KRS 16.543, 61.543, or 78.615 to the retirement office in order for the employee to receive current

service credit for the month. Last day of paid employment does not mean a date the employee receives payment for accrued leave, whether by lump sum or otherwise, if that date occurs twenty-four (24) or more months after previous contributions;

(33) "Objective medical evidence" means reports of examinations or treatments; medical signs which are anatomical, physiological, or psychological abnormalities that can be observed; psychiatric signs which are medically demonstrable phenomena indicating specific abnormalities of behavior, affect, thought, memory, orientation, or contact with reality; or laboratory findings which are anatomical, physiological, or psychological phenomena that can be shown by medically acceptable laboratory diagnostic techniques, including, but not limited to, chemical tests, electrocardiograms, electroencephalograms, X-rays, and psychological tests;

(34) "Participating" means an employee is currently earning service credit in the system as provided in KRS 61.543; and

(35) "Month" means a calendar month.".

Floor Amendment No. 1 to the Committee Substitute to **SB 262**, by Representative Richards:

SB 262, On page 2, after line 8 insert the following:

"Section 2. KRS 395.605 is amended to read as follows:

(1) Upon the sworn application of any fiduciary, that the fiduciary is the sole beneficiary of any estate, the court may dispense with the requirements of this chapter regarding settlement of fiduciaries' accounts and may dispense with the requirements of a surety for the fiduciary and shall accept from the fiduciary an informal settlement. The informal settlement shall be made, under oath, by the fiduciary and shall state that the estate was solvent; that all legal claims and debts have been paid, or if not paid, the manner in which the claims and debts have been provided for; that the requirements of the inheritance, estate or similar death statutes have been met and the tax paid, if due and payable; that all court costs have been paid; the name of the attorney(s), if any, representing the fiduciary, and the amount of the attorney's fee, and that the beneficiary has received his share. An informal settlement may be filed at any time after expiration of six (6) months from the fiduciary's appointment. Upon the filing of the informal settlement, the court may enter an order discharging the fiduciary, and his surety, if any. When a settlement is effected in the informal manner, no notice to any person shall be required nor shall the court be compelled to inquire into detailed items of income or disbursements.

(2) If a proposed settlement of a fiduciary is accompanied by a verified waiver executed by all of the beneficiaries of an estate, and none of the beneficiaries is under a disability*, **then*** the court ***may***[~~shall~~] accept from the fiduciary an informal settlement which meets the requirements of subsection (1) of this section. No verified waiver need be obtained from a nonresiduary legatee who has received and receipted for his legacy, the canceled check or signed receipt attached to the proposed settlement being sufficient evidence of satisfaction. The court may require the fiduciary to execute bond with or without surety to insure the application of the estate assets to the debts of the decedent.

(3) In the event that one (1) or more of the beneficiaries of the estate is under a disability, the court may allow the filing of an informal settlement if the court is of the opinion that the best interests of the person under the disability would be served.

(4) A beneficiary of an estate has a period of thirty (30) days from the date a waiver is executed in which to withdraw the waiver and require an accounting of the assets and expenditures.".

Adjournment

Representative Stumbo moved that the House adjourn until 9:00 a.m. on Friday, March 29, 2002.

The motion that the House adjourn until 9:00 p.m., Friday, March 29, 2002, was adopted by voice vote.

FRIDAY, MARCH 29, 2002

FIFTY-SEVENTH LEGISLATIVE DAY

The House was called to order by Speaker Richards.

Prayer by Shahied Saleem Shahied of Imam of Masjiad Bilal, Lexington, Kentucky.

The Speaker led the members in the Pledge of Allegiance to the Flag.

The roll was called. All members present except, Representatives Bowling, Branham, Hall, and Treesh.

Representative Ballard moved that the absent members be granted leave of absence in accordance with the rules of the House. Agreed.

Representative Ballard moved that the reading of the Journal of Thursday, March 28, 2002, be dispensed with and the same approved. Agreed.

Representative Ballard moved that the Rules be suspended for the purpose of making a motion concerning co-sponsors. Agreed.

Representative Ballard moved that all properly filed co-sponsor requests be approved. Agreed.

Motions, Petitions, and Communications

Representative Jenkins moved the adoption of the following **Legislative Citation No. 122**.

The House of Representatives of the Commonwealth of Kentucky hereby recognizes and honors Representative Barbara White Colter for the integrity with which she has served, since 1994, as a member of this honorable body, most ably representing the people of Kentucky's 90th House District, which includes Clay County and portions of Laurel and Leslie Counties. A native of Manchester, a retired school administrator and small business owner, she has consistently lent her voice to issues that help improve the lives of women, children and families in Kentucky. She is the primary sponsor of 2002 HB 67, a "good bill" that returns to public health nurses the ability to dispense non controlled legend drugs and ensures access to health care for people that have limited access to pharmacists and physicians; primary sponsor of 1998 HB 37, a "good bill" that limits marriage under age 16 years and thereby helps to raise the status of women in Kentucky; co-sponsor of the "good bills" creating and enhancing the Office of Women's Physical and Mental Health that documents, studies and improves the health of women in Kentucky; and primary sponsor of several "good bills" that improve the quality of education in Kentucky, including the "Library Bill" that promotes information literacy and technology in school curriculums and the "Breakfast Bill" that provides breakfast to students who arrive late for school because of school bus or other school-related problems. For her clear understanding of the basic problems that the women of Kentucky contend with on a daily basis, her uncanny ability to name in plainspoken language the frequently apparent solutions, and for her courageous persistence to implement those solutions, the members of this honorable body are pleased to join Representative Joni Jenkins on behalf of the Women's Caucus in paying well-deserved tribute to Representative Barbara White Colter and recognizing her as a "good" legislator, just like her "good" bills. Done in Frankfort, Kentucky, this twenty-eighth day of March, in the year two thousand and two.

Legislative Citation No. 122 was adopted without objection.

Introduction of Bills and Resolution

HR 276, by Representative Colter: A RESOLUTION adjourning the House of Representatives in loving memory and honor of Sheryl Nall Hoover.

Reference of Bills and Resolutions

The Clerk reported that the Committee on Committees has referred the following Resolution:

Floor Resolutions: **HR 275**

Senate Message

Announcing passage of **HB 39, HB 136 HB 145, HB 146, HB 184, HB 189, HB 280, HB 281, HB 350, HB 427, HB 464, HB 593, HB 621, HB 625, HB 628, HB 650, HB 688, HB 745, HJR 4, HJR 5, HCR 58, HCR 59, HCR 62, HCR 63, HCR 64, HCR 66,** and **HJR 188**.

Message received in regard to **HB 106**: The Senate has passed **HB 106**, with the following Senate Floor Amendment No. 2, Senate Floor Amendment No. 3, and Senate Floor Amendment No. 4 Title and respectfully requests concurrence of this Honorable Body.

Message received in regard to **HB 190**: The Senate has passed **HB 190**, with the following Senate Committee Amendment No. 1 and Senate Floor Amendment No. 3 and respectfully requests concurrence of this Honorable Body.

Message received in regard to **HB 202**: The Senate has passed **HB 202**, by way of Committee Substitute with the following Senate Committee Amendment No. 1 Title and respectfully requests concurrence of this Honorable Body.

Message received in regard to **HB 376**: The Senate has passed **HB 376**, by way of Committee Substitute and respectfully requests concurrence of this Honorable Body.

Message received in regard to **HB 521**: The Senate has passed **HB 521**, by way of Committee Substitute, with the following Senate Floor Amendment No. 4, Senate Floor Amendment No. 2, and Senate Committee Amendment No. 1 Title and respectfully requests concurrence of this Honorable Body.

Message received in regard to **HB 595**: The Senate has passed **HB 595**, by way of Committee Substitute and respectfully requests concurrence of this Honorable Body. (Time: 9:10 p.m.)

Report of Committees

The Committee on Rules reported that **HB 840, HCR 239, SB 150, SB 180, SB 219,** and **SB 238** have been posted for passage in the Orders of the Day for April 1, 2002.

Calendar

SB 91, SB 216, and **SB 120** taken from the Calendar and ordered read at length for the second time. Representative Stumbo moved that they be read by title only. Agreed by a majority of members elected. Ordered referred to the Committee on Rules.

Representative Childers moved that the rules be suspended to grant floor privileges to a special guest. Agreed.

Orders of the Day

SB 33, with Committee Substitute, Committee Amendment, and Floor Amendments attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative J. Arnold moved the adoption of the Committee Substitute to **SB 33**. Agreed.

Representative Geveden moved the adoption of Floor Amendment No. 2 to the Committee Substitute to **SB 33**. Agreed.

Representative J. Arnold moved the adoption of Floor Amendment No. 1 to the Committee Substitute to **SB 33**. Agreed.

Representative J. Arnold moved that **SB 33**, by way of Committee Substitute, as amended, be passed.

On the roll call the vote was: **Yeas 87, Nays 2**. (See March 29, 2002, roll call on **SB 33** - Appendix.)

SB 33, by way of Committee Substitute, as amended, was passed.

Representative J. Arnold moved the adoption of Committee Amendment No. 1 Title to **SB 33**. Agreed.

Representative J. Arnold moved that the vote by which **SB 33**, by way of Committee Substitute, as amended, was passed be reconsidered and said motion be placed on the table. Agreed.

SB 184, with Committee Substitute, Committee Amendment, and Floor Amendments attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Stein moved the adoption of the Committee Substitute to **SB 184**. Agreed.

Representative Stein moved that **SB 184**, by way of Committee Substitute, be passed.

Representative Wilkey stated that Floor Amendment No. 4 to the Committee Substitute to **SB 184** is a piggyback amendment and moved that the rules be suspended to consider it.

Representative Stein inquired whether Floor Amendment No. 4 to the Committee Substitute to **SB 184** is germane.

The Speaker ruled that Floor Amendment No. 4 to **SB 184** is not germane.

Representative Geveden stated that Floor Amendment No. 1 to the Committee Substitute to **SB 184** is a piggyback amendment and moved that the rules be suspended to consider it.

Representative Stein inquired whether Floor Amendment No. 1 to the Committee Substitute to **SB 184** is germane.

The Speaker ruled that Floor Amendment No. 1 to **SB 184** is not germane.

Representative P. Clark moved the adoption of Floor Amendment No. 7 to the Committee Substitute to **SB 184**.

Representative Stein inquired whether Floor Amendment No. 7 to the Committee Substitute to **SB 184** is germane.

The Speaker ruled that Floor Amendment No. 7 to **SB 184** is not germane.

Representative Stein moved that **SB 184**, by way of Committee Substitute, be passed.

the roll call the vote was: **Yeas 88, Nays 0**. (See March 29, 2002, roll call on **SB 184** - Appendix.)

SB 184, by way of Committee Substitute, was passed.

Representative Stein moved the adoption of Committee Amendment No. 1 Title to **SB 184**. Agreed.

Representative Stein moved that the vote by which **SB 184**, by way of Committee Substitute, as amended, was passed be reconsidered and said motion be placed on the table. Agreed.

Report On Enrolled Bills

The Committee on Enrollment reported that **HB 39, HB 136, HB 145, HB 146, HB 184, HB 189, HB 232, HB 280, HB 281, HB 333, HB 350, HB 427, HB 464, HB 469, HB 593, HB 621, HB 625, HB 628, HB 650, HB 688, HB 745, HCR 58, HCR 59, HCR 62, HCR 63, HCR 64, HCR 66, HJR 4, HJR 5,** and **HJR 188** have been examined and found correctly enrolled. Said Bills and Resolutions were read at length, compared and signed in open session by the Speaker, and ordered delivered to the Senate. (Time -9:54 a.m.)

Orders of the Day (Continued)

SB 25, with Committee Substitute and Floor Amendment attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Webb moved that **SB 25** be passed.

While the vote was in progress, with the roll call showing **Yeas 81, Nays 4,** Representative Stumbo moved to reconsider the vote on **SB 25**. Agreed.

Representative Webb moved the adoption of the Committee Substitute to **SB 25**. Agreed.

Representative Webb moved that **SB 25**, by way of Committee Substitute, be passed.

On the roll call the vote was: **Yeas 88, Nays 0**. (See March 29, 2002, roll call on **SB 25** - Appendix.)

SB 25, by way of Committee Substitute, was passed and the title agreed to.

Representative Webb moved that the vote by which **SB 25**, by way of Committee Substitute, was passed be reconsidered and said motion be placed on the table. Agreed.

SB 227, with Committee Substitute and Floor Amendments attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Pasley moved the adoption of the Committee Substitute to **SB 227**. Agreed.

Representative Riner moved the adoption of Floor Amendment No. 3 to the Committee Substitute to **SB 227**.

On the roll call the vote was: **Yeas 32, Nays 55**. (See March 29, 2002, roll call on **SB 227** - Appendix.)

Floor Amendment No. 3 to the Committee Substitute to **SB 227**, was rejected.

Representative Riner moved the adoption of Floor Amendment No. 8 to the Committee Substitute to **SB 227**.

Floor Amendment No. 8 to the Committee Substitute to **SB 227**, was rejected.

Representative Pasley moved that **SB 227**, by way of Committee Substitute, be passed.

On the roll call the vote was: **Yeas 93, Nays 0**. (See March 29, 2002, roll call on **SB 227** - Appendix.)

SB 227, by way of Committee Substitute, was passed and the title agreed to.

Representative Pasley moved that the vote by which **SB 227**, by way of Committee Substitute, was passed be reconsidered and said motion be placed on the table. Agreed.

Report On Enrolled Bills

The Committee on Enrollment reported that **SB 100**, **SB 126**, **SB 156**, **SB 179**, **SB 267**, and **SCR 92** have been examined and found correctly enrolled. Said Bills and Resolution were read at length, compared and signed in open session by the Speaker, and ordered delivered to the Senate. (Time -11:07 a.m.)

Representative Buckingham moved to suspend the rules to grant floor privileges to a special guest, Miss Wheelchair America. Agreed.

Report On Enrolled Bills

The Committee on Enrollment reported that **HB 39, HB 136, HB 145, HB 146, HB 184, HB 189, HB 232, HB 280, HB 281, HB 333, HB 350, HB 427, HB 464, HB 469, HB 593, HB 621, HB 625, HB 628, HB 650, HB 688, HB 745, HCR 58, HCR 59, HCR 62, HCR 63, HCR 64, HCR 66, HJR 4, HJR 5,** and **HJR 188** were delivered to the Senate and signed by the President. Delivered to the Governor on March 29 at 10:50 a.m.

Orders of the Day (Continued)

SB 139, with Committee Substitute and Floor Amendments attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Westrom moved the adoption of the Committee Substitute to **SB 139**. Agreed.

Representative Westrom moved that **SB 139**, by way of Committee Substitute, be passed.

On the roll call the vote was: **Yeas 78, Nays 11**. (See March 29, 2002, roll call on **SB 139** - Appendix.)

SB 139, by way of Committee Substitute, was passed and the title agreed to.

Representative Westrom moved that the vote by which **SB 139**, by way of Committee Substitute, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 87 with Senate Committee Substitute attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage for concurrence or non concurrence in Senate Amendment. Agreed.

The Senate Committee Substitute to **HB 87**, is as follows:

HB 87, AN ACT relating to notaries.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 423.010 is amended to read as follows:

(1) The Secretary of State may appoint as many notaries public as he ***or she*** deems necessary, who shall hold office for four (4) years. Any ***resident of the Commonwealth of Kentucky***[~~person~~] desiring to be appointed a notary public shall make written application to the Secretary of State. The application shall be approved by the Circuit Judge, circuit clerk, county judge/executive, county clerk, justice of the peace, or a member of the General Assembly of the county of the residence of

the applicant ***or in the county in which the applicant's principal place of employment is located. A person who is not a resident of Kentucky but who is employed in Kentucky may become a notary public by making an application to the Secretary of State which has been approved by an officer specified in this section from the county in which the applicant is principally employed in Kentucky***. No officer shall charge or accept any fee for approving the application. A notary public shall be eighteen (18) years of age, a resident of the county from which he ***or she*** makes his application ***or be principally employed in the county from which he or she makes his or her application***, of good moral character, and capable of discharging the duties imposed upon him ***or her*** by this chapter, and the endorsement of the officer approving the application shall so state. The Secretary of State, in his ***or her*** certificate of appointment to the applicant, shall designate the limits within which the notary is to act. Before a notary acts, he ***or she*** shall take an oath before any person authorized to administer an oath as set forth in KRS 62.020 that he ***or she*** will honestly and diligently discharge the duties of his ***or her*** office. He ***or she*** shall in the same court give an obligation with good security for the proper discharge of the duties of his ***or her*** office. Every certificate of a notary public shall state the date of the expiration of his ***or her*** commission. The Secretary of State shall give to each notary appointed a certificate of his appointment under the seal of the Commonwealth of Kentucky in lieu of a commission heretofore required to be issued to the notary by the Governor of Kentucky, and receive a fee of ten dollars ($10) for the certificate.

(2) A county clerk shall have the powers of a notary public in the exercise of the official functions of the office of clerk within his ***or her*** county, and the official actions of the county clerk shall not require the witness or signature of a notary appointed pursuant to subsection (1) of this section.

Representative Graham moved that the House concur in the Senate Committee Substitute to **HB 87**. Agreed.

Representative Graham moved that **HB 87**, by way of Senate Committee Substitute, be passed.

On the roll call the vote was: **Yeas 85, Nays 1**. (See March 29, 2002, Message received on roll call on **HB 87** - Appendix)

HB 87, by way of Senate Committee Substitute, was passed and the title agreed to.

Representative Graham moved that the vote by which **HB 87**, by way of Senate Committee Substitute, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 453, with Senate Floor Amendment attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage for concurrence or non concurrence in Senate Amendment. Agreed.

The Senate Floor Amendment No. 1 to **HB 453** is as follows:

HB 453, On page 2, line 1, before the word "one", by inserting "***two***" and by placing brackets around and striking through the word "one"; and

On page 2, line 2, before "($100)", by inserting "***($200)***" and by placing brackets around and striking through "($100)"; and

On page 2, line 3, before "two hundred fifty dollars ($250)", by inserting "***three hundred fifty dollars ($350)***" and by placing brackets around and striking through "two hundred fifty dollars ($250)"; and

On page 2, line 4, before "five hundred dollars ($500)", by inserting "***six hundred dollars ($600)***" and by placing brackets around and striking through "five hundred dollars ($500)"; and

On page 2, line 15, by deleting the word "***approved***", and inserting "***offered***" in lieu thereof; and

On page 2, line 15, by deleting the word "***or***"; and

On page 2, by deleting line 16 in its entirety; and

On page 2, line 17, by deleting the words "***Power Squadron***"; and

On page 2, line 18, after the period "***.***", by inserting "***The person attending a class under this paragraph shall pay the department a fee of one hundred dollars ($100) for the costs of materials and instruction before receiving a certificate of completion.***".

Representative Riggs moved that the House concur in Senate Floor Amendment No. 1 to **HB 453**. Agreed.

Representative Riggs moved that **HB 453**, as amended by the Senate, be passed.

On the roll call the vote was: **Yeas 90, Nays 0**. (See March 29, 2002, roll call on **HB 453** - Appendix.)

HB 453, as amended by the Senate, was passed and the title agreed to.

Representative Riggs moved that the vote by which **HB 453**, as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 390, with Senate Committee Substitute attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage for concurrence or non concurrence in Senate Amendment. Agreed.

The Senate Committee Substitute No. 2 to **HB 390**, is as follows:

HB 390, AN ACT relating to reorganization.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. The following KRS section is repealed:

262.875 Interagency Farmland Advisory Committee.

Section 2. The General Assembly confirms Executive Order 2001-1516, dated December 14, 2001, which relates to the abolishment of the Interagency Farmland Advisory Committee, to the extent it is not otherwise confirmed by this Act.

Section 3. The General Assembly hereby confirms Executive Order 2001-609, dated May 18, 2001, which changes the name of the Division of Training and ADD Services within the Department for Local Government to the Division of Local Resources and directs that the renamed division be responsible for the programmatic areas assigned to it by the Commissioner of the Department for Local Government.

Representative Meeks moved that the House concur in Senate Committee Substitute No. 2 to **HB 390**. Agreed.

Speaker Pro Tem L. Clark assumed the Chair.

Speaker Richards resumed the Chair.

Representative Meeks moved that **HB 390**, by way of Senate Committee Substitute No. 2, be passed. Agreed.

On the roll call the vote was: **Yeas 90, Nays 2**. (See March 29, 2002, Message received on roll call on **HB 390** - Appendix)

HB 390, by way of Senate Committee Substitute No. 2, was passed and the title agreed to.

Representative Meeks moved that the vote by which **HB 390**, by way of Senate Committee Substitute No. 2, was passed be reconsidered and said motion be placed on the table. Agreed.

Senate Message

Announcing passage of **HB 852**.

Message received in regard to **HB 487**: The Senate has passed **HB 487**, with the following Senate Floor Amendment No. 3 and respectfully requests concurrence of this Honorable Body.

Message received in regard to **HB 637**: The Senate has passed **HB 637**, with the following Senate Committee Amendment No. 1, Senate Floor Amendment No. 4, Senate Floor Amendment No. 5, and Senate Floor Amendment No. 6 and respectfully requests concurrence of this Honorable Body. (Time: 12:25 p.m.)

Orders of the Day (Continued)

Representative P. Clark moved to suspend the rules to reconsider the vote by which **SB 123** was defeated.

On the roll call the vote was: **Yeas 52, Nays 32**. (See March 29, 2002, roll call on the motion that the vote by which **SB 123** was defeated be reconsidered - Appendix.)

The motion to reconsider the vote by which **SB 123** was defeated was adopted.

Motions, Petitions, and Communications

Representative Stumbo moved to waive the posting requirement retroactively on **SB 120**. Agreed.

Representative Stumbo moved that **SB 120** be taken from the Committee on Rules and placed in Orders of the Day. Agreed.

Representative Stumbo moved that **SB 262, SB 80, SB 91, SB 142,** and **SB 123** be taken from the Committee on Rules and posted for passage in the Orders of the Day for April 1, 2002.

Representative Stumbo moved to suspend the rules for the Introduction of Resolutions, and Committee Reports. Agreed.

Introduction of Bills and Resolutions (Continued)

HR 277, by Representative Palumbo: A RESOLUTION adjourning the House of Representatives in loving memory and honor of William G. Minardi.

HR 278, by Representative Pasley: A RESOLUTION adjourning the house of Representatives in loving memory and honor of Clyde Mosley.

Motions, Petitions, and Communications (Continued)

Representative Colter moved the adoption of the following **HR 276**:

HR 276, A RESOLUTION adjourning the House of Representatives in loving memory and honor of Sheryl Nall Hoover.

With deepest respect and admiration, we pay homage and tribute to Sheryl Nall Hoover, and we pause in silent reverence for her soul.

WHEREAS, Sheryl Nall Hoover was born on July 17, 1959, a native of Louisville, Jefferson County, Kentucky, and longtime resident of Hyden, Leslie County, Kentucky, and she traversed these earthly bounds on March 27, 2002; and

WHEREAS, Sheryl Nall Hoover was the loving daughter of Ray Nall of Clinton, Tennessee, and Judy Marksbury of Louisville, and she also leaves behind a loving grandmother, Lois Nall; she was the devoted wife of Ron Hoover, and she was the loving mother of a daughter, Karen Marie Hoover, and a son, David Michael Hoover, both of Hyden, and a step-daughter, Alexis Hoover of Florida; she was the loving sister of Tracey Wilkerson of Lexington, and Susan Schroeder of Louisville; and she also leaves behind three loving uncles, Tom Marksbury, Donald Nall, and Norbert Nall, a loving aunt, Rheta Sampson, and three nephews, Austin Wilkerson, Kyle Wilkerson, and Luke Schroeder; and

WHEREAS, Sheryl Nall Hoover was of the Catholic faith, and an esteemed member of the Leslie County community where she was a dedicated elementary school teacher; and at the time of her passing, she was employed by the Leslie County Board of Education, and taught at Beechfork Elementary School in Helton, and she had previously taught at the Model Lab School at Eastern Kentucky University, and for the Grant County school system; and

WHEREAS, the passing of Sheryl Nall Hoover has left a void that cannot be filled, and she is mourned across the length and breadth of the Commonwealth;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. The House of Representatives does hereby express its profound sense of sorrow at the passing of Sheryl Nall Hoover and extends to her family and friends its most heartfelt sympathy.

Section 2. When the House of Representatives adjourns this day, it does so in loving memory and honor of Sheryl Nall Hoover.

Section 3. The Clerk of the House of Representatives is hereby directed to transmit a copy of this Resolution to Mr. Ron Hoover, P. O. Box 1636, Hyden, Kentucky 41749.

There being no objection **HR 276** was adopted.

Representative Pasley moved the adoption of the following **HR 278**:

HR 278, A RESOLUTION adjourning the House of Representatives in loving memory and honor of Clyde Mosley.

With deepest respect and admiration, we pay homage and tribute to Clyde Mosley, and we pause in silent reverence for his soul.

WHEREAS, Clyde Mosley was born on October 20, 1912, a native of Pike County, Kentucky, and longtime resident of Weeksbury, Kentucky, and he traversed these earthly bounds on February 4, 2002; and

WHEREAS, Clyde Mosley was the loving son of the late Charles Wesley and Mevina Newsome Mosley; he was the devoted husband of Estelle Johnson Mosley, and he was the loving father of Gene Holland Mosley of Winchester, Gordon Ray Mosley of Germantown, Ohio, and Charles Wesley Mosley of Wilmington, Ohio; and five loving daughters, Glenda Leigh Hamby of Wheelwright, Judith Ann Mullins of Kite, Yvonne Blevins of Weeksbury, Sharon Kaye Mullins of Prestonsburg, and Alice Faye Dillon of Mt. Vernon, Illinois; and he was the proud grandfather of eighteen grandchildren, thirteen great-grandchildren, four step-grandchildren, and six step-great-grandchildren; and

WHEREAS, Clyde Mosley was a former coal miner, and he was a devout member of Wheelwright Freewill Baptist Church in Bypro, and where his funeral services were held on February 6, 2002 by the Reverend A. E. Hurley, with burial in the Buckingham Cemetery in Bevinsville; and

WHEREAS, the passing of Clyde Mosley has left a void that cannot be filled, and he is mourned across the length and breadth of the Commonwealth;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. The House of Representatives does hereby express its profound sense of sorrow upon the passing of Clyde Mosley, and extends to his family and friends its most heartfelt sympathy.

Section 2. When the House of Representatives adjourns this day, it does so in loving memory and honor of Clyde Mosley.

Section 3. The Clerk of the House of Representatives is hereby directed to transmit a copy of this Resolution to Mrs. Estelle Johnson Mosley, P. O. Box 354, Weeksbury, Kentucky 41667.

There being no objection **HR 278** was adopted.

Representative Palumbo moved the adoption of the following **HR 277**:

HR 277, A RESOLUTION adjourning the House of Representatives in loving memory and honor of William G. Minardi.

With deepest respect and admiration, we pay homage and tribute to William G. Minardi, and we pause in silent reverence for his soul.

WHEREAS, William G. Minardi traversed these earthly bounds on September 11, 2001, a victim of the terrorist attack on New York City, and at the time of his tragic and premature passing, he was an employee of Cantor Fitzgerald, and worked in the World Trade Center; and

WHEREAS, William G. Minardi was the loving son of Elizabeth Minardi and the late William J. Minardi; he was the devoted husband of Stephanie Minardi, and the adored father of a loving daughter, Christine Minardi, and two loving sons, William M. and Robert P. Minardi, and he was the loving son-in-law of Dr. and Mrs. Matthew Higgins, Sr.; he was the loving brother of James and Dolores Minardi, Joanne and Rick Pitino, Mary and the late Donald J. Vogt, and the loving brother-in-law of Anne Farrell, and Dr. and Mrs. Matthew Higgins, Jr.; and he was also the caring uncle of Matthew, Luke, and Martin Minardi, and Michael, Christopher, Richard, Ryan, and Jacqueline Pitino; and Devon, William, and Patrick Vogt, Grace Higgins, and the late Daniel M. Pitino; and

WHEREAS, William G. Minardi was not only a faithful and dedicated family man, he also was a faithful and dedicated friend, keeping in constant touch with his many friends from high school and college, and those on Wall Street; he coached his son's basketball team, and he was an avid follower of his good friend and brother-in-law, Rick Pitino, while coaching the University of Kentucky "Wildcats," and later, the University of Louisville "Cardinals"; and

WHEREAS, the premature and tragic passing of William G. Minardi has left a void that cannot be filled, and he is mourned across the length and breadth of the Commonwealth;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. The House of Representatives does hereby express its profound sense of sorrow upon the passing of William G. Minardi, and extends to his family and many friends its most heartfelt sympathy.

Section 2. When the House of Representatives adjourns this day, it does so in loving memory and honor of William G. Minardi.

Section 3. The Clerk of the House of Representatives is hereby directed to transmit a copy of this Resolution to Representative Ruth Ann Palumbo for presentation to the family of William G. Minardi.

There being no objection **HR 277** was adopted.

Representative Crall moved the adoption of the following **Legislative Citation No. 127**.

The House of Representatives of the Commonwealth of Kentucky hereby adjourns this legislative day in memory and honor of Owen K. Epling and joins with Representative Brian Crall in expressing deepest sympathy to the Epling Family and all those who share in the loss of this distinguished citizen. Preceded in death by his beloved wife, Wilda Rives Epling, he is survived by his beloved sons, David, Robert, and Gary; siblings, David Epling and Barbara Blankenship; three grandchildren; and, a host of other relatives and friends. This esteemed citizen, the former executive director of the Owensboro YMCA for twenty-four years; an honored World War II veteran; former president of the Southtown Kiwanis and Ohio Valley Management Clubs; and, a faithful member of the Settle Memorial United Methodist Church, is remembered on this day for the many and generous contributions he made to his family, friends and community. Owen K. Epling will be deeply missed by all those whose lives were touched by his remarkable presence. Done in Frankfort, Kentucky, this twenty-ninth day of March, in the year two thousand and two.

Legislative Citation No. 127 was adopted without objection.

Representative Thomas moved the adoption of the following **HR 275**:

HR 275, A RESOLUTION adjourning the House of Representatives in loving memory of Sara Beth Benson of Smiths Grove, Kentucky.

The beautiful angel known to us as Sara Beth Benson has been taken

home and we pause in humble reverence to mourn her passing.

WHEREAS, Sara Beth Benson was only seventeen when she was tragically lost in an automobile accident; and

WHEREAS, Sara Beth Benson was a junior at Warren East High School where she was gifted academically, ranking fourth in her class, and she was a dedicated member of the Lady Raiders basketball team, golf and tennis teams, Beta Club, Future Business Leaders of America, Fellowship of Christian Athletes, and the International Club; and

WHEREAS, Sara Beth Benson was a devoted member of the Oakland Baptist Church where she was assistant director of the church's outreach food ministry; and

WHEREAS, Sara Beth Benson's brief life on this earth was full of love and compassion for her fellow man -- she never sought recognition for her selflessness -- she quietly worked and gave to others so that their path in life would be easier; and

WHEREAS, Sara Beth Benson's death has left a void that will never be filled in the hearts of her friends and her family -- yet her unique and shining personality and her many gifts to everyone around her will forever be remembered by her parents, Deon and Mary Benson, sister Catherine, brother Daniel, grandparents Charles and Ernestine Benson, and the entire community of Smiths Grove; and

WHEREAS, Sara Beth Benson is now cradled in the hollow of God's hand and all those fortunate to have known her are better to have been in her presence while she graced these earthly bounds;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. The members of this body, both individually and collectively, mourn the loss of our special and gifted native daughter, Sara Beth Benson, and posthumously proclaim her to have been an outstanding Kentuckian and exemplary representative of the Commonwealth.

Section 2. When the House of Representatives does adjourn this day it does so in loving memory of Sara Beth Benson of Smiths Grove, Kentucky.

There being no objection **HR 275** was adopted.

Representative Stumbo moved the adoption of the following **Legislative Citation No. 128**.

It is the intent of the House of Representatives of the Commonwealth of Kentucky to hereby adjourn this legislative day in reverent memory of Frank Leslie and to respectfully join with Representative Gregory D. Stumbo in expressing its deepest sympathy to the Leslie Family and to all who share in the loss of this remarkable gentleman, the beloved husband of Hester Woods Leslie; loving father of Jerry Mayo, Bennett Lee, Darrell Keith and John Paul Leslie; cherished sibling of one brother and a sister; and, the doting grandfather of ten grandchildren and three great-grandchildren. This highly-regarded citizen, a veteran of the United States Navy who served during World War II; a former Floyd County Sheriff; a retired employee of the Chesapeake & Ohio Railroad; and, an active community participant who helped establish the Floyd County Rescue Squad and held memberships in the International Order of Odd Fellows and the Cow Creek Freewill Baptist Church, is remembered on this day for the many contributions he made to his family, community and this Commonwealth. Frank Leslie will be deeply missed by all those whose lives were touched by his remarkable presence. Done in Frankfort, Kentucky, this twenty-ninth day of March, in the year two thousand and two.

Legislative Citation No. 128 was adopted without objection.

Representative Stumbo moved the adoption of the following **Legislative Citation No. 129**.

The House of Representatives of the Commonwealth of Kentucky does hereby adjourn this legislative day in memory and honor of Phillip Damron and joins with Representative Gregory D. Stumbo in expressing deepest sympathy to the Damron family and all who share in the loss on the passing of this fine and esteemed citizen, a highly-regarded Floyd County attorney and civic leader. The cherished husband of Martha A. Damron; beloved father of Aaron A. Damron, Emily Damron and Margaret Ray Damron; and two brothers, this distinguished gentleman was an assistant Floyd County Attorney and had previously served as the attorney for Highlands Regional Medical Center and the Floyd County school board. A former member of the Kentucky State Racing Commission, Prestonsburg City Utilities Commission and Mountain Comprehensive Care Center Board in Prestonsburg, he was actively involved in his community, serving as an assistant coach of the Prestonsburg High School girls softball team, a Boy Scout Master and as an active member of the Masons and Shriners. Deeply dedicated to his family, his community and this Commonwealth, Phillip Damron will long be remembered; his love and spirit will be forever held dear in the hearts of those who loved him; and he will be deeply missed by all those whose lives were touched by his remarkable presence. Done in Frankfort, Kentucky, this twenty-ninth day of March, in the year two thousand and two.

Legislative Citation No. 129 was adopted without objection.

Representative Stein moved the adoption of the following **HR 255**:

HR 255, A RESOLUTION adjourning the House of Representatives in honor of Dr. Franklin Bernard Moosnick and in recognition of his eighty-fifth birthday on February 28, 2002.

WHEREAS, Dr. Franklin Bernard Moosnick, a native of Poughkeepsie, New York, and longtime resident of Lexington, Fayette County, Kentucky, was born on February 28, 1917, to his loving parents, Rose and Jacob Lazarus Moosnick; he is the devoted husband of Marilyn Kilgus Moosnick with whom he entered into the bonds of matrimony on November 24, 1957; he is the loving father of Jeff, Greg, Mimi, and Ross, and he is the proud grandfather of five grandchildren; and

WHEREAS, Dr. Franklin Bernard Moosnick graduated magna cum laude from Transylvania University in 1936, and he earned his medical degree from the College of Medicine at the University of Cincinnati, after which time he ably served his country with honor and distinction in the United States Army during World War II as Chief of Medicine at the Royal Masonic Hospital in London, England, and in Korea as Chief of Medicine at the United States Army's 29th General Hospital, and from 1946-1970, he served as a consultant to the Veteran's Administration Hospital and the United States Public Health Hospital in Lexington; and

WHEREAS, Dr. Franklin Bernard Moosnick is an active and involved citizen, and an esteemed member of the Lexington-Fayette County community where he practiced medicine until his recent retirement, and where he has contributed countless hours of community service, and has been actively involved in the Lexington Rotary Club, the Fayette County Medical Foundation, the Fayette County Chapter of the National Foundation for Infantile Paralysis/March of Dimes, the Lexington-Fayette County Government Emergency Medical Services Committee, the National Conference of Christians and Jews, B'nai Brith, and Ohavay Zion Synagogue; and

WHEREAS, to mention only a few of his many awards, Dr. Franklin Bernard Moosnick was the recipient of a Laureate Award by the American College of Physicians in 1997, the Optimist Club Award of 1998, the Jack Trevey Award for Community Service by the Fayette County Medical Society, the Franklin B. Moosnick Service Award which was established and given in his honor by the Kentucky affiliate of the American Heart Association, the establishment in his honor of the Franklin B. Moosnick Lectureship in Judaic Studies by friends and colleagues at the Lexington Theological Seminary, and the Humanitarian Award from the National Conference of Christians and Jews, now the National Conference for Community and Justice; and

WHEREAS, when we reflect upon the contributions Dr. Franklin Bernard Moosnick has given to his community and to the Commonwealth of Kentucky, we are reminded that ethics and integrity have played a large part toward his achievement as an outstanding physician and as an exemplary citizen, and his spearheading of meaningful projects should serve as an example to those who succeed him. Dr. Moosnick is especially recognized for his participation in the Cardio-Pulmonary Resuscitation Program for Fayette County, his work with polio victims in "iron lungs" on the isolation unit at St. Joseph Hospital, his role as co-coordinator of the Lexington Polio Vaccination Program, and his founding of the Rotary Club's Worldview program; and

WHEREAS, Dr. Franklin Bernard Moosnick has been an inspiration to all the lives he has touched, and he was eighty-five years young on February 28, 2002;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. The House of Representatives does hereby applaud and congratulate Dr. Franklin Bernard Moosnick upon the occasion of his eighty-fifth birthday on February 28, 2002. We wish him many more birthdays to come, and success in all his future endeavors.

Section 2. When the House of Representatives adjourns this day, Thursday, March 28, 2002, and this the first day of Passover, in the month of Nisan, 5762, it does so in honor of Dr. Franklin Bernard Moosnick upon the occasion of his eighty-fifth birthday on February 28, 2002.

Section 3. The Clerk of the House of Representatives is hereby directed to transmit a copy of this Resolution to Representative Kathy Stein for presentation to Dr. Franklin Bernard Moosnick.

There being no objection **HR 255** was adopted.

Representative S. Lee moved to withdraw Floor Amendment No. 1 to **HB 768**. Agreed.

Representative S. Lee moved to withdraw Floor Amendment No. 3 to the Committee Substitute to **HB 768**. Agreed.

Representative S. Lee moved that the rules be suspended for the purpose of recording a vote. Agreed.

Representative S. Lee moved that he be recorded as voting "yea" on **SB 184**. Agreed.

Representative Horlander moved that the rules be suspended for the purpose of recording a vote. Agreed.

Representative Horlander moved that he be recorded as voting "yea" on **SB 153**. Agreed.

Representative Marcotte moved that the rules be suspended for the purpose of recording a vote. Agreed.

Representative Marcotte moved that his vote be changed from "yea" to "nay" on **HB 314**. Agreed.

Representative Walton moved that the rules be suspended for the purpose of recording a vote. Agreed.

Representative Walton moved that his vote be changed from "yea" to "nay" on **HB 314**. Agreed.

Representative C. Belcher moved that the rules be suspended for the purpose of recording a vote. Agreed.

Representative C. Belcher moved that she be recorded as voting "yea" on **SB 25**. Agreed.

Representative Crenshaw moved that the rules be suspended for the purpose of recording a vote. Agreed.

Representative Crenshaw moved that he be recorded as voting "yea" on **SB 33**. Agreed.

Representative Horlander moved that the rules be suspended for the purpose of recording a vote. Agreed.

Representative Horlander moved that he be recorded as voting "yea" on **SB 33**. Agreed.

Floor Amendments

Floor Amendment No. 17 to **SB 257**, by Representative Lindsay:

SB 257, On page 1, line 13, by deleting "***municipality,***"; and

On page 1, line 15, after "*entity*" to insert "***, and no portion of Sections 1 to 9, 10, 11, 12, 13, or 14 of this Act shall apply to a utility owned by a municipality, unless:***

(a) The utility is a merchant plant as defined in this section; or

(b) The utility is an electric power generation plant which is proposed to be built outside of the county which owns the plant after the effective date of this Act"; and

On page 5, line 3, following "***person***" to insert "***, except for a utility which is not subject to regulation as provided in subsection (3) of Section 1 of this Act, owned by a municipality,***".

Floor Amendment No. 5 to the Committee Substitute to **SB 238**, by Representative Palumbo:

SB 238, On page 5, after line 3, by inserting the following:

"Section 3. KRS 186A.510 is amended to read as follows:

As used in KRS 186A.500 to 186A.550, unless the context otherwise requires:

(1) "Brand" means a designation that is affixed as required by this chapter, or that has previously been affixed, to a motor vehicle title that establishes a portion of the history of the motor vehicle and that shall be fixed to all subsequently issued titles for that vehicle;

(2) "Dealer" means a person or business as defined in KRS 190.010 who sells or offers for sale a motor vehicle;

(3) ***"Insurance company" means an insurer as defined in KRS 304.1-040;***

(4) "Junk vehicle" means a vehicle which meets the description set forth in KRS 186A.295(1)(a);

(5)[~~(4)~~] "Motor vehicle" means a motor vehicle as defined in KRS 186.010(8)(a) and (b);

(6)[~~(5)~~] "Owner" means a person who holds the legal title of a vehicle or a person who pursuant to a bona fide sale has received physical possession of the vehicle subject to any applicable security interest;

(7)[~~(6)~~] "Rebuilt vehicle" means a vehicle that has been repaired to a road worthy condition after having been registered as a salvage vehicle pursuant to KRS 186A.520, or a similar salvage designation from another licensing jurisdiction; and

(8)[~~(7)~~] "Water damage" means damage to a motor vehicle caused by submerging or partially submerging the vehicle in water to the extent that the vehicle was submerged or partially submerged at any water level above the dashboard of the vehicle, regardless of the actual dollar amount of the damage.

SECTION 4. A NEW SECTION OF KRS 186A.500 TO 186A.550 IS CREATED TO READ AS FOLLOWS:

(1) When an insurance company buys a motor vehicle currently registered and titled which meets the definition of a salvage vehicle under KRS 186A.520 and which the insurance company holds for resale, the insurance company shall not be required to obtain a certificate of title for the salvage vehicle but shall, within fifteen (15) days after acquiring the vehicle, notify the county clerk of the assignment of the vehicle to the insurance company and pay the fee for the title application as required by KRS 186A.130(1). An insurance company assigning a title under this section shall be required to pay the county clerk a four dollar ($4) fee for each title the clerk assigns for the insurance company. If an insurance company fails to assign the vehicle under the provisions of this section, the insurance company shall follow the procedures governing the issuance of a salvage title under KRS 186A.520 and 186A.530.

(2) Upon purchasing a salvage vehicle, an insurance company shall obtain from the transferor, properly executed, all documents required by KRS 186A.215, and shall include the odometer disclosure statement, together with a properly assigned certificate of title.

(3) The insurance company choosing to execute an application for assignment shall do so upon documents designated by the Department of Vehicle Regulation to the county clerk of the county in which the insurance company or its agent maintains its principal place of business. The clerk shall enter the assignment into the AVIS system. When a county clerk assigns a title under this section, the clerk shall be required to stamp the back of the title where the insurance company is making the assignment with a brand. The purpose of the brand stamped on the back of the title is to ensure that future owners of the vehicle will be informed it is a salvage vehicle and to prohibit another state from mistakenly issuing a clean title on the salvage vehicle. The Transportation Cabinet shall provide mandatory training for all county clerks and clerks' deputies to inform the clerks of the required duty to stamp a brand on the back of the title of salvage vehicles being assigned by an insurance company.

(4) The insurance company shall retain the properly assigned certificate of title received from its transferor, and may make only one (1) reassignment under this section. The insurance company may use the dealer assignment section on the Kentucky certificate of title for the purpose of the assignment under this section.

(5) When an insurance company assigns a salvage vehicle to a purchaser under this section, the insurance company or its agent shall deliver the properly assigned and branded certificate of title, and other documents if appropriate, to the purchaser who shall apply for a Kentucky salvage title. The insurance company may, with the consent of the purchaser, deliver the assigned certificate of title, and other documents if appropriate, directly to the county clerk, and on behalf of the purchaser, apply for a salvage title on the vehicle.

Section 5. KRS 186A.520 is amended to read as follows:

(1) Except as provided in KRS 186A.555, a salvage title shall be obtained by the owner of a motor vehicle that meets the following definition of a salvage vehicle:

  (a) A vehicle which has been wrecked, destroyed, or damaged, to the extent that the total estimated or actual cost of parts and labor to rebuild or reconstruct the vehicle to its preaccident condition and for legal operation on the roads or highways exceeds seventy-five percent (75%) of the retail value of the vehicle, as set forth in a current edition of the National Automobile Dealer's Association price guide.

  (b) The value of repair parts for purposes of this definition shall be determined by using the current published retail cost of the parts equal in kind and quality to the parts to be replaced or the actual retail cost of the repair parts used in repair.

  (c) The labor costs of repairs for purposes of this section shall be computed by using the hourly labor rate and time allocations which are reasonable and customary in the automobile repair industry in the community where the repairs are performed.

(2) *Except as provided in Section 4 of this Act,* the owner or an authorized agent of a motor vehicle that meets the definition of a salvage vehicle as set forth in subsection (1) of this section shall, within fifteen (15) days from the loss or settlement of the loss, submit an application to the county clerk, on a form prescribed by the Department of Vehicle Regulation, for a salvage title, accompanied by a properly endorsed certificate of title and any lien satisfactions, if any appear, as may be required.

(3) The county clerk shall retain a copy of each salvage title application received and shall forward the original and its supporting documents to the Department of Vehicle Regulation in a manner similar to that for handling of an application for a title.

(4) The Department of Vehicle Regulation shall process the salvage title application in a manner similar to that used in processing a title application and the salvage title shall be delivered in a like manner of a title. Salvage titles shall be

construed as proof of ownership of a vehicle in a state as to be unusable upon the highways of the Commonwealth. A vehicle shall not be issued a registration for highway use as long as a salvage title is in force.

(5) The only time a vehicle with a salvage title may be operated upon the highways of the Commonwealth is when it is in route to or from an inspection by the certified inspector prior to obtaining a certificate of title after having been rebuilt as per KRS 186.115.

Section 6. KRS 186A.990 is amended to read as follows:

(1) Any person who knowingly gives false, fraudulent, or erroneous information in connection with an application for the registration, and when required, titling of a vehicle, or any application for assignment of a vehicle identification number, or replacement documents, or gives information in connection with his review of applications, or falsely certifies the truthfulness and accuracy of information supplied in connection with the registration and when required, titling of a vehicle, shall be guilty of forgery in the second degree.

(2) Any person who violates KRS 186A.260 or KRS 186A.275 to 186A.285 shall be guilty of a Class D felony.

(3) Any person who violates KRS 186A.300 to 186A.315 shall be guilty of a Class D felony.

(4) Any person who operates a motor vehicle or trailer upon the highways of this state without a temporary tag when one is required, or with one that is expired, improperly executed, or displayed on a vehicle other than the one (1) to which it was legitimately and lawfully issued, shall be guilty of a Class B misdemeanor.

(5) Any person who violates the disclosure provisions of KRS 186A.530(7) shall be guilty of a Class A misdemeanor.

(6) Any person who violates any provisions of this chapter, or regulations promulgated pursuant thereto, and for which a specific penalty is not prescribed by statute, shall be guilty of a Class A misdemeanor.

(7) Criminal remedies or sanctions provided in this chapter are in addition to, and not exclusive of, any other criminal remedies or sanctions provided elsewhere in the statutes.

(8) In addition to other penalties established under this chapter, an insurance company shall be fined five thousand dollars ($5,000) if the insurance company knowingly sells a salvage vehicle by assignment, as provided under Section 4 of this Act, that has not had the assignment on the title properly branded by a county clerk.".

Floor Amendment No. 1 to **SB 165**, by Representative Stumbo:

SB 165, On page 24, after line 9, by inserting the following:

"Section 8. KRS 151.720 is amended to read as follows:

The Kentucky River Authority is authorized and empowered to:

(1) Construct, reconstruct, provide for the major maintenance, or repair the locks and dams on the Kentucky River and all real and personal property pertaining thereto, as well as maintain the channel;

(2) Acquire by purchase, exercise of the rights of eminent domain, grant, gift, devise, or otherwise, the fee simple title to or any acceptable lesser interest in any real or personal property and by lease or other conveyance, contract for the right to use and occupy any real or personal property selected in the discretion of the authority as constituting necessary, desirable, or acceptable sites to fulfill its statutory authority and power;

(3) Lease its real or personal property to other state agencies, political subdivisions of the Commonwealth, corporations, partnerships, associations, foundations, or persons as the authority deems necessary to carry out the purposes of this section;

(4) Sell or otherwise dispose of its real or personal property in accordance with KRS 56.463 and 45A.045;

(5) Collect water use fees from all facilities using water from the Kentucky River basin, except those facilities using water primarily for agricultural purposes ***and any municipally owned facility which withdraws water from a privately owned lake or reservoir which is not dependent on the Kentucky River main stem for recharge***. Facilities charged such a fee may pass on all or any part of the fee;

(6) Issue revenue bonds in accordance with KRS 151.730;

(7) Employ persons to carry out the authority's responsibilities with revenue from the water use fees, including an executive director who shall serve at the pleasure of the authority;

(8) Contract for services with other state agencies, political subdivisions of the Commonwealth, corporations, partnerships, associations, foundations, or persons to perform its duties;

(9) Promulgate administrative regulations providing for clean water, which shall not be less stringent than the state and federal regulations for clean water;

(10) Exercise all other powers necessary to perform its public purpose to implement and enforce the plans developed by the authority pursuant to this section and KRS 151.727 and 151.728, and to enforce administrative regulations promulgated by the authority. The long-range water resource plan and drought response plan shall be implemented for the basin upon the direction of the authority;

(11) Develop comprehensive plans for the management of the Kentucky River within the basin, including a long-range water resource plan and a drought response plan. Each county within the basin shall develop a long-range water resource plan and submit it to the authority. The authority, after consultation with the Natural Resources and Environmental Protection Cabinet, shall develop a unified long-range water resource plan for the basin. The unified long-range water resource plan shall be implemented over short-range and long-range time periods. The short-range plan shall be for a period of six (6) years and the long-range plan shall be for a period of twenty (20) years. The authority shall conduct a public hearing on the plan prior to its adoption and amend the plan as appropriate based on the comments received. The Natural Resources and Environmental Protection Cabinet shall review the draft unified plan and provide comment during the public comment period concerning the consistency of the plan with the state requirements under KRS Chapters 224 and 151. A drought response plan for the basin shall be developed by the authority and shall be coordinated with the Natural Resources and Environmental Protection Cabinet to assure consistency with KRS Chapters 224 and 151, and this plan shall be implemented for the basin upon the direction of the authority;

(12) Develop and promote a plan for the protection and use of groundwater within the basin. Administrative regulations may be promulgated implementing the plan, and these regulations shall not be less stringent than state and federal regulations protecting groundwater;

(13) Develop recreational areas within the basin. These recreational areas may be operated and funded by the state Department of Parks, Kentucky State Nature Preserves Commission, or other governmental entity as specifically authorized or permitted within the biennial executive budget. There is hereby created the Kentucky River Park to be located as determined by the authority;

(14) Utilize funds provided for recreational purposes within the biennial executive budget for major or minor maintenance if the authority certifies to the secretary of the Finance and Administration Cabinet that a significant need exists for the repairs and no other funds are available for the maintenance;

(15) Coordinate the Kentucky River basin water resources activities among state agencies;

(16) Report quarterly on all of its activities to the legislative Committee on Appropriations and Revenue;

(17) Receive reports from state agencies on litigation concerning the Kentucky River, which agencies are hereby directed to report to the authority;

(18) Credit to the authority any income derived from the interest earned on the investment of the water use fees collected, which shall be available for the authority's expenditure; and

(19) Accomplish the watershed management mission of the authority, which is to fulfill the provisions of this section for the Kentucky River basin, the boundary of which shall be defined by a hydrologic map promulgated in an administrative regulation."; and

On page 24, line 10, by changing "8" to "9".

Floor Amendment No. 2 Title to **SB 165**, by Representative Stumbo:

SB 165, Amend title to read: "AN ACT relating to governmental organizations."

Floor Amendment No. 1 to **SB 254**, by Representative Palumbo:

SB 254, On page 1, after line 8, by inserting:

"Section 2. KRS 156.070 is amended to read as follows:

(1) The Kentucky Board of Education shall have the management and control of the common schools and all programs operated in these schools, including interscholastic athletics, the Kentucky School for the Deaf, the Kentucky School for the Blind, and community education programs and services.

(2) The Kentucky Board of Education may designate an organization or agency to manage interscholastic athletics in the common schools, provided that the rules, regulations, and bylaws of any organization or agency so designated shall be approved by the board, and provided further that any administrative hearing conducted by the designated managing organization or agency shall be conducted in accordance with KRS Chapter 13B.

(a) The state board or its designated agency shall assure through promulgation of administrative regulations that if a secondary school sponsors or intends to sponsor an athletic activity or sport that is similar to a sport for which National Collegiate Athletic Association members offer an athletic scholarship, the school shall sponsor the athletic activity or sport for which a scholarship is offered. The administrative regulations shall specify which athletic activities are similar to sports for which National Collegiate Athletic Association members offer scholarships.

(b) The state board***,*** ~~[or]~~ any agency designated by the state board to manage interscholastic athletics***, a local board of education, or a school-based decision making council*** shall not promulgate rules, administrative regulations, or bylaws which prohibit pupils in grades seven (7) to eight (8) from participating in any high school sports except for high school varsity soccer and football, or from participating on more than one (1) school-sponsored team at the same time in the same sport. The Kentucky Board of Education, or an agency designated by the board to manage interscholastic athletics, may promulgate administrative regulations restricting, limiting, or prohibiting participation in high school varsity soccer and football for students who have not successfully completed the eighth grade.

(c) Any student who turns nineteen (19) years of age prior to August 1 shall not be eligible for high school athletics in Kentucky. Any student who turns nineteen (19) years of age on or after August 1 shall remain eligible for that school year only.

(d) If the state board or any agency designated by the state board to manage interscholastic athletics promulgates administrative regulations that permit a school district to employ or assign nonteaching personnel to serve in a coaching position, those administrative regulations shall apply to all sports and sports activities, including basketball and football. The administrative regulations shall give preference to the hiring or assignment of certified personnel over nonteaching personnel in coaching positions.".

(3) (a) The Kentucky Board of Education is hereby authorized to lease from the State Property and Buildings Commission, or others, whether public or private, any lands, buildings, structures, installations, and facilities suitable for use in establishing and furthering television and related facilities as an aid or supplement to classroom instruction, throughout the Commonwealth, and for incidental use in any other proper public functions. The lease may be for any initial term commencing with the date of the lease and ending with the next ensuing June 30, which is the close of the then-current fiscal biennium of the Commonwealth, with exclusive options in favor of the board to renew the same for successive ensuing bienniums, July 1 in each even year to June 30 in the next ensuing even year; and the rentals may be fixed at the sums in each biennium, if renewed, sufficient to enable the State Property and Buildings Commission to pay therefrom the maturing principal of and interest on, and provide reserves for, any revenue bonds which the State Property and Buildings Commission may determine to be necessary and sufficient, in agreement with the board, to provide the cost of acquiring the television and related facilities, with appurtenances, and costs as may be incident to the issuance of the bonds.

(b) Each option of the Kentucky Board of Education to renew the lease for a succeeding biennial term may be exercised at any time after the adjournment of the session of the General Assembly at which appropriations shall have been made for the operation of the state government for such succeeding biennial term, by notifying the State Property and Buildings Commission in writing, signed by the chief state school officer, and delivered to the secretary of the Finance and Administration Cabinet as a member of the commission. The option shall be deemed automatically exercised, and the lease automatically renewed for the succeeding biennium, effective on the first day thereof, unless a written notice of the board's election not to renew shall have been delivered in the office of the secretary of the Finance and Administration Cabinet before the close of business on the last working day in April immediately preceding the beginning of the succeeding biennium.

(c) The Kentucky Board of Education shall not itself operate leased television facilities, or undertake the preparation of the educational presentations or films to be transmitted thereby, but may enter into one (1) or more contracts to provide therefor, with any public agency and instrumentality of the Commonwealth having, or able to provide, a staff with proper technical qualifications, upon which agency and instrumentality the board, through the chief state school officer and the Department of Education, is represented in such manner as to coordinate matters of curriculum with the curricula prescribed for the public schools of the Commonwealth. Any contract for the operation of the leased television or related facilities may permit limited and special uses of the television or related facilities for other programs in the public interest, subject to the reasonable terms and conditions as the board and the operating agency and instrumentality may agree upon; but any contract shall affirmatively forbid the use of the television or related facilities, at any time or in any manner, in the dissemination of political propaganda or in furtherance of the interest of any political party or candidate for public office, or for commercial advertising. No lease between the board and the State Property and Buildings Commission shall bind the board to pay rentals for more than one (1) fiscal biennium at a time, subject to the aforesaid renewal options. The board may receive and may apply to rental payments under any lease and to the cost of providing for the operation of the television or related facilities not only appropriations which may be made to it from state funds, from time to time, but also contributions, gifts, matching funds, devises, and bequests from any source, whether federal or state, and whether public or private, so long as the same are not conditioned upon any improper use of the television or related facilities in a manner inconsistent with the provisions of this subsection.

(4) The state board may, on the recommendation and with the advice of the chief state school officer, prescribe, print, publish, and distribute at public expense such administrative regulations, courses of study, curriculums, bulletins, programs, outlines, reports, and placards as each deems necessary for the efficient management, control, and operation of the schools and programs under its jurisdiction. All administrative regulations published or distributed by the board shall be inclosed in a booklet or binder on which the words "informational copy" shall be clearly stamped or printed.

(5) Upon the recommendation of the chief state school officer or his designee, the state board shall establish policy or act on all matters relating to programs, services, publications, capital construction and facility renovation, equipment, litigation, contracts, budgets, and all other matters which are the administrative responsibility of the Department of Education.".

Floor Amendment No. 2 Title to **SB 254**, by Representative Palumbo:

SB 254, Change title to read "AN ACT relating to education."

Floor Amendment No. 3 to **SB 165**, by Representative Riner:

SB 165, On page 24, line 10 after "Section 8." by inserting the following:

" KRS 164.020 is amended to read as follows:

The Council on Postsecondary Education in Kentucky shall:

(1) Develop and implement the strategic agenda with the advice and counsel of the Strategic Committee on Postsecondary Education. The council shall provide for and direct the planning process and subsequent strategic implementation plans based on the strategic agenda as provided in KRS 164.0203;

(2) Revise the strategic agenda and strategic implementation plan with the advice and counsel of the committee as set forth in KRS 164.004;

(3) Develop a system of public accountability related to the strategic agenda by evaluating the performance and effectiveness of the state's postsecondary system. The council shall prepare a report in conjunction with the accountability reporting described in KRS 164.095, which shall be submitted to the committee, the Governor, and the General Assembly by December 1 annually. This report shall include a description of contributions by postsecondary institutions to the quality of elementary and secondary education in the Commonwealth;

(4) Review, revise, and approve the missions of the state's universities and the Kentucky Community and Technical College System. The Council on Postsecondary Education shall have the final authority to determine the compliance of postsecondary institutions with their academic, service, and research missions;

(5) Establish and ensure that all postsecondary institutions in Kentucky cooperatively provide for an integrated system of postsecondary education. The council shall guard against inappropriate and unnecessary conflict and duplication by promoting transferability of credits and easy access of information among institutions;

(6) Engage in analyses and research to determine the overall needs of postsecondary education and adult education in the Commonwealth;

(7) Develop plans that may be required by federal legislation. The council shall for all purposes of federal legislation relating to planning be considered the "single state agency" as that term may be used in federal legislation. When federal legislation requires additional representation on any "single state agency," the Council on Postsecondary Education shall establish advisory groups necessary to satisfy federal legislative or regulatory guidelines;

(8) Determine tuition and approve the minimum qualifications for admission to the state postsecondary educational system. In determining the tuition for non-Kentucky residents, the council shall consider the fees required of Kentucky students by institutions in adjoining states, the resident fees charged by other states, the total actual per student cost of training in the institutions for which the fees are being determined, and the ratios of Kentucky students to non-Kentucky students comprising the enrollments of the respective institutions, and other factors the council may in its sole discretion deem pertinent;

(9) Devise, establish, and periodically review and revise policies to be used in making recommendations to the Governor for consideration in developing recommendations to the General Assembly for appropriations to the universities, the Kentucky Community and Technical College System, and to support strategies for persons to maintain necessary levels of literacy throughout their lifetimes including, but not limited to, appropriations to the Department for Adult Education and Literacy. The council has sole discretion, with advice of the Strategic Committee on Postsecondary Education and the executive officers of the postsecondary education system, to devise policies that provide for allocation of funds among the universities and the Kentucky Community and Technical College System;

(10) Lead and provide staff support for the biennial budget process as provided under KRS Chapter 48, in cooperation with the committee;

(11) (a) Except as provided in paragraph (b) of this subsection, review and approve all capital construction projects covered by KRS 45.750(1)(f), including real property acquisitions, and regardless of the source of funding for projects or acquisitions. Approval of capital projects and real property acquisitions shall be on a basis consistent with the strategic agenda and the mission of the respective universities and the Kentucky Community and Technical College System.

(b) The organized groups that are establishing community college satellites as branches of existing community colleges in the counties of Laurel, Leslie, and Muhlenberg, and that have substantially obtained cash, pledges, real property, or other commitments to build the satellite at no cost to the Commonwealth, other than operating costs that shall be paid as part of the operating budget of the main community college of which the satellite is a branch, are authorized to begin construction of the satellite on or after January 1, 1998;

(12) Require reports from the executive officer of each institution it deems necessary for the effectual performance of its duties;

(13) Develop a university track program within the Kentucky Community and Technical College System consisting of sixty (60) hours of instruction that can be transferred and applied toward the requirements for a bachelor's degree at the public universities. The track shall consist of general education courses and pre-major courses as prescribed by the council. Courses in the university track program shall transfer and apply toward the requirements for graduation with a bachelor's degree at all public universities. Successful completion of the university track program shall meet the academic requirement for transfer to a public university as a junior. By fall semester of 1997, requirements for track programs shall be established for all majors and baccalaureate degree programs;

(14) Define and approve the offering of all postsecondary education technical, associate, baccalaureate, graduate, and professional degree, certificate, or diploma programs in the public postsecondary education institutions. The council shall expedite wherever possible the approval of requests from the Kentucky Community and Technical College System board of regents relating to new certificate, diploma, technical, or associate degree programs of a vocational-technical and occupational nature. Without the consent of the General Assembly, the council shall not abolish or limit the total enrollment of the general program offered at any community college to meet the goal of reasonable access throughout the Commonwealth to a two (2) year course of general studies designed for transfer to a baccalaureate program. This does not restrict or limit the authority of the council, as set forth in this section, to eliminate or make changes in individual programs within that general program;

(15) Eliminate, in its discretion, existing programs or make any changes in existing academic programs at the state's postsecondary educational institutions, taking into consideration these criteria:

(a) Consistency with the institution's mission and the strategic agenda;

(b) Alignment with the priorities in the strategic implementation plan for achieving the strategic agenda;

(c) Elimination of unnecessary duplication of programs within and among institutions; and

(d) Efforts to create cooperative programs with other institutions through traditional means, or by use of distance learning technology and electronic resources, to achieve effective and efficient program delivery;

(16) Ensure the governing board and faculty of all postsecondary education institutions are committed to providing instruction free of discrimination against students who hold political views and opinions contrary to those of the governing board and faculty;

(17) Review proposals and make recommendations to the Governor regarding the establishment of new public community colleges, technical institutions, and new four (4) year colleges;

(18) Postpone the approval of any new program at a state postsecondary educational institution, unless the institution has met its equal educational opportunity goals, as established by the council. In accordance with administrative regulations promulgated by the council, those institutions not meeting the goals shall be able to obtain a temporary waiver, if the institution has made substantial progress toward meeting its equal educational opportunity goals;

(19) Ensure the coordination, transferability, and connectivity of technology among postsecondary institutions in the Commonwealth including the development and implementation of a technology plan as a component of the strategic agenda;

(20) Approve the teacher education programs in the public institutions that comply with standards established by the Education Professional Standards Board pursuant to KRS 161.028;

(21) Constitute the representative agency of the Commonwealth in all matters of postsecondary education of a general and statewide nature which are not otherwise delegated to one (1) or more institutions of postsecondary learning. The responsibility may be exercised through appropriate contractual relationships with individuals or agencies located within or without the Commonwealth. The authority includes, but is not limited to, contractual arrangements for programs of research, specialized training, and cultural enrichment;

(22) Maintain procedures for the approval of a designated receiver to provide for the maintenance of student records of the public institutions of higher education and the colleges as defined in KRS 164.945, and institutions operating pursuant to KRS 165A.310 which offer collegiate level courses for academic credit, which cease to operate. Procedures shall include assurances that, upon proper request, subject to federal and state laws and regulations, copies of student records shall be made available within a reasonable length of time for a minimum fee;

(23) Monitor and transmit a report on compliance with KRS 164.351 to the director of the Legislative Research Commission for distribution to the Health and Welfare Committee;

(24) Develop in cooperation with each state postsecondary educational institution a comprehensive orientation program for new members of the council and the governing boards. The orientation program shall include, but not be limited to, the information concerning the roles of the council, the strategic agenda and the strategic implementation plan, and the respective institution's mission, budget, plans, policies, strengths, and weaknesses;

(25) Develop a financial reporting procedure to be used by all state postsecondary education institutions to ensure uniformity of financial information available to state agencies and the public;

(26) Select and appoint a president of the council under KRS 164.013;

(27) Employ consultants and other persons and employees as may be required for the council's operations, functions, and

responsibilities;

(28) Promulgate administrative regulations, in accordance with KRS Chapter 13A, governing its powers, duties, and responsibilities as described in this section;

(29) Prepare and present by January 31 of each year an annual status report on postsecondary education in the Commonwealth to the Governor, the Strategic Committee on Postsecondary Education, and the Legislative Research Commission;

(30) Ensure that the state postsecondary system does not unnecessarily duplicate services and programs provided by private postsecondary institutions and shall promote maximum cooperation between the state postsecondary system and private postsecondary institutions;

(31) Create advisory groups representing the presidents, faculty, nonteaching staff, and students of the public postsecondary education system and the independent colleges and universities;

(32) Develop a statewide policy to promote employee and faculty development in all postsecondary institutions and in state and locally operated secondary area technology centers through the waiver of tuition for college credit coursework in the public postsecondary education system. Any regular full-time employee of a postsecondary public institution or a state or locally operated secondary area technology center may, with prior administrative approval of the course offering institution, take a maximum of six (6) credit hours per term at any public postsecondary institution. The institution shall waive the tuition up to a maximum of six (6) credit hours per term*. An employee of the Kentucky Community and Technical College System may choose to transfer his or her right to the tuition waiver to his or her dependent children*;

(33) Establish a statewide mission for adult education and develop a twenty (20) year strategy, in partnership with the Department for Adult Education and Literacy, under the provisions of KRS 164.0203 for raising the knowledge and skills of the state's adult population. The council shall:

(a) Promote coordination of programs and responsibilities linked to the issue of adult education with the Department for Adult Education and Literacy and with other agencies and institutions;

(b) Facilitate the development of strategies to increase the knowledge and skills of adults in all counties by promoting the efficient and effective coordination of all available education and training resources;

(c) Lead a statewide public information and marketing campaign to convey the critical nature of Kentucky's adult literacy challenge and to reach adults and employers with practical information about available education and training opportunities;

(d) Establish standards for adult literacy and monitor progress in achieving the state's adult literacy goals, including existing standards that may have been developed to meet requirements of federal law in conjunction with the Collaborative Center for Literacy Development: Early Childhood through Adulthood; and

(e) Administer the adult education and literacy initiative fund created under KRS 164.041; and

(34) Exercise any other powers, duties, and responsibilities necessary to carry out the purposes of this chapter. Nothing in this chapter shall be construed to grant the Council on Postsecondary Education authority to disestablish or eliminate any college of law which became a part of the state system of higher education through merger with a state college.

Section 9.".

Motions, Petitions, and Communications (Continued)

The following members filed requests to have their names added as co-sponsors of Resolutions:

HCR 161, Representative McKee

HR 276, Representative J. Turner.

Adjournment

Representative Stumbo moved that the House adjourn until 2:00 p.m. on Monday, April 1, 2002.

The motion that the House adjourn until 2:00 p.m., Monday, April 1, 2002, was adopted by voice vote.

MONDAY, APRIL 1, 2002

FIFTY-EIGHTH LEGISLATIVE DAY

The House was called to order by Speaker Richards.

Prayer by Dr. John Chenault, Frankfort, Kentucky.

The Speaker led the members in the Pledge of Allegiance to the Flag.

The roll was called. All members present except Representatives J. Adams, Branham, Hall, and Riggs.

Representative Ballard moved that the absent members be granted leave of absence in accordance with the rules of the House. Agreed.

Representative Ballard moved that the reading of the Journal of Friday, March 30, 2002, be dispensed with and the same approved. Agreed.

Representative Ballard moved that the Rules be suspended for the purpose of making a motion concerning co-sponsors. Agreed.

Representative Ballard moved that all properly filed co-sponsor requests be approved. Agreed.

Senate Message

Announcing passage of **HB 142, HB 175, HB 218, HB 243, HB 292, HB 296, HB 302, HB 327, HB 344, HB 389, HB 395, HB 417, HB 467, HB 478, HB 488, HB 505, HB 510, HB 517, HB 531, HB 571, HB 583, HB 587, HB 596, HB 599, HB 615, HB 622, HB 654, HB 684, HB 705, HB 715, HB 857, HB 720, HB 723, HB 739, HB 755, HB 781, HB 810, HB 812, HB 855, HJR 25, HCR 55, HJR 92, HCR 125, HJR 148,** and **HJR 210**,.

Message received in regard to **HB 126**: The Senate has passed **HB 126**, by way of Senate Committee Substitute and respectfully requests concurrence of this Honorable Body.

Message received in regard to **HB 144**: The Senate has passed **HB 144**, with the following Senate Floor Amendment No. 1 and Senate Floor Amendment No. 2 and respectfully requests concurrence of this Honorable Body.

Message received in regard to **HB 26**: The Senate has passed **HB 26**, by way of Senate Committee substitute with the following Senate Floor Amendment No. 7, Senate Floor Amendment No. 4, and Senate Floor Amendment No. 5 Title and respectfully requests concurrence of this Honorable Body.

Message received in regard to **HB 165**: The Senate has passed **HB 165**, by way of Senate Committee Substitute and respectfully requests concurrence of this Honorable Body.

Message received in regard to **HB 188**: The Senate has passed **HB 188**, by way of Senate Committee Substitute and respectfully requests concurrence of this Honorable Body.

Message received in regard to **HB 249**: The Senate has passed **HB 249**, with the following Senate Floor Amendment No. 1 and Senate Floor Amendment No. 2 Title and respectfully requests concurrence of this Honorable Body.

Message received in regard to **HB 251**: The Senate has passed **HB 251**, with the following Senate Floor Amendment No. 1 and respectfully requests concurrence of this Honorable Body.

Message received in regard to **HB 329**: The Senate has passed **HB 329**, by way of Senate Committee Substitute and Senate Floor Amendment No. 4, Senate Floor Amendment No. 5, Senate Floor Amendment No. 6 and Senate Committee Amendment No 3 Title and respectfully requests concurrence of this Honorable Body.

Message received in regard to **HB 357**: The Senate has passed **HB 357**, with the following Senate Committee Amendment No. 1 and respectfully requests concurrence of this Honorable Body.

Message received in regard to **HB 372**: The Senate has passed **HB 372**, by way of Senate Committee Substitute and Senate Committee Amendment No. 2 Title and respectfully requests concurrence of this Honorable Body.

Message received in regard to **HB 391**: The Senate has passed **HB 391**, with the following Senate Floor Amendment No. 1 and respectfully requests concurrence of this Honorable Body.

Message received in regard to **HB 293**: The Senate has passed **HB 293**, by way of Senate Committee Substitute and respectfully requests concurrence of this Honorable Body.

Message received in regard to **HB 316**: The Senate has passed **HB 316**, by way of Senate Committee Substitute with the following Senate Floor Amendment No. 1, Senate Floor Amendment No. 2 Title and respectfully requests concurrence of this Honorable Body.

Message received in regard to **HB 405**: The Senate has passed **HB 405**, with the following Senate Committee Amendment No. 1 and respectfully requests concurrence of this Honorable Body.

Message received in regard to **HB 457**: The Senate has passed **HB 457**, by way of Senate Committee Substitute and respectfully requests concurrence of this Honorable Body.

Message received in regard to **HB 473**: The Senate has passed **HB 473**, with the following Senate Committee Amendment No. 1 and respectfully requests concurrence of this Honorable Body.

Message received in regard to **HB 503**: The Senate has passed **HB 503**, with the following Senate Floor Amendment No. 1, Senate Floor Amendment No. 2 Title and respectfully requests concurrence of this Honorable Body.

Message received in regard to **HB 519**: The Senate has passed **HB 519**, with the following Senate Floor Amendment No. 1 and Senate Floor Amendment No. 2 Title and respectfully requests concurrence of this Honorable Body.

Message received in regard to **HB 614**: The Senate has passed **HB 614**, with the following Senate Floor Amendment No. 1 and respectfully requests concurrence of this Honorable Body.

Message received in regard to **HB 681**: The Senate has passed **HB 681**, with the following Senate Floor Amendment No. 1 and Senate Floor Amendment No. 2 Title and respectfully requests concurrence of this Honorable Body.

Message received in regard to **HB 749**: The Senate has passed **HB 749**, with the following Senate Floor Amendment No. 1 and respectfully requests concurrence of this Honorable Body.

Message received in regard to **HB 801**: The Senate has passed **HB 801**, by way of Senate Committee Substitute and respectfully requests concurrence of this Honorable Body.

Message received in regard to **HB 821**: The Senate has passed **HB 821**, with the following Senate Floor Amendment No. 1 and respectfully requests concurrence of this Honorable Body.

Message received in regard to **HB 846**: The Senate has passed **HB 846**, with the following Senate Floor Amendment No. 2, Senate Floor Amendment No. 3, Senate Floor Amendment No. 5, and Senate Floor Amendment No. 7 and respectfully requests concurrence of this Honorable Body.

Message received in regard to **HB 525**: The Senate has passed **HB 525**, by way of Senate Committee Substitute and respectfully requests concurrence of this Honorable Body.

SB 13 returned with the following message: The Senate has refused to concur in the House Committee Substitute and House Floor Amendment No. 1 to **SB 13** and respectfully returns it with the request that this Honorable Body recede from the Amendments. (Time: 2:10 p.m.)

Representative Thomas moved that the rules be suspended to grant floor privileges and to act upon a Legislative Citation. Agreed.

Representative Thomas moved the adoption of the following **Legislative Citation No. 133**.

The House of Representatives of the Commonwealth of Kentucky hereby recognizes and honors Donald R. Chasteen upon the auspicious occasion of his imminent retirement as the Director of Public and Governmental Relations for the Kentucky Medical Association. A graduate of the University of Kentucky and an honorable veteran of the United States Navy, this esteemed honoree has represented the KMA before state and national legislators, government officials and the news media for the past twenty-five years and is widely-known and highly-regarded for the integrity, political savvy, dedicated work-ethic and common-sense approach he brings to his post. Having earned the much-deserved admiration and respect of his peers and colleagues, Mr. Chasteen has been named the recipient of many notable accolades including the 2000 KMA Lay Person Award. Inasmuch as this distinguished gentleman has demonstrated a personal commitment and a meticulous work ethic that has served the best interest of his profession and all citizens of the Commonwealth of Kentucky, the members of this prestigious body are honored to join Speaker Jody Richards in offering sincere expressions of gratitude to Don Chasteen for a job well done and in extending warmest wishes for a productive and rewarding retirement. Done in Frankfort, Kentucky, this first day of April, in the year two thousand and two.

Legislative Citation No. 133 was adopted without objection.

Introduction of Bills and Resolutions

HR 279, by Representative C. Belcher: A RESOLUTION adjourning the House of Representatives in loving memory and honor of Emma Lee "Peggy" Rose Clarke.

HR 280, by Representatives Crimm, Mobley, Treesh, Napier, Crall, Vincent, Kerr, Tapp, Baugh, Childers, Weaver, and Ford: A RESOLUTION adjourning the House of Representatives in honor of the Reverend Claude M. Witt.

HR 281, by Representative Stein: A RESOLUTION adjourning the House of Representatives in loving memory and honor of Daniel C. Seaver.

Representative Barrows moved that the rules be suspended to grant floor privileges and to act upon a Legislative Citation. Agreed.

Representative Barrows moved the adoption of the following **Legislative Citation No. 132**.

The House of Representatives of the Commonwealth of Kentucky hereby offers its sincerest congratulations to Emily Sloan, 2002 Miss Kentucky County Fair upon receiving this well-deserving honor recognizing the tremendous beauty, charm, stature, and grace that she demonstrated in this worthwhile endeavor. An accomplished scholar at the University of Kentucky where she is pursuing a degree in Special Education, Ms. Sloan has pledged to utilize her role as Miss Kentucky County Fair to benefit the young people of this Commonwealth by participating in the Drug Abuse Resistance Education and Big Brothers/Big Sisters programs and by speaking to her fellow young people about the dangers of drinking and driving. She is therefore applauded for the seriousness with which she has assumed this important post and for her sincere efforts to use her newly bestowed influence to assist the youth of this Commonwealth. Inasmuch as Emily Sloan has proven herself most worthy of this honor and has worked with great diligence in pursuit of this worthwhile goal, the members of this august body are honored to join Representative Joe Barrows in commending her on this notable achievement and in extending to her best wishes for success as she embarks upon this significant journey. Done in Frankfort, Kentucky, this first day of April, in the year two thousand and two.

Legislative Citation No. 132 was adopted without objection.

Representative Barrows moved the adoption of the following **Legislative Citation No. 131**.

The House of Representatives of the Commonwealth of Kentucky hereby recognizes and honors the Legislative Research Commission Interns serving during the Regular Session of the 2002 Kentucky General Assembly, for exhibiting exceptional skill, knowledge and dedication in support of Kentucky's legislature. These outstanding scholars from some of the finest colleges and universities in the Commonwealth and surrounding regions are commended for demonstrating excellence in the performance of their duties and enthusiasm in developing a thorough understanding of the legislative process. The members of this honorable body are delighted to join Representative Joe Barrows in expressing deep appreciation to these fine young Kentuckians for their impressive contributions to this most worthwhile and complex process. Done in Frankfort, Kentucky, this first day of April, in the year two thousand and two.

Legislative Citation No. 131 was adopted without objection.

Representative Pullin moved that the rules be suspended to grant floor privileges and to act upon a Legislative Citation. Agreed.

Representative Pullin moved the adoption of the following **Legislative Citation No. 134**.

The House of Representatives of the Commonwealth of Kentucky does hereby adjourn this legislative day in reverent memory of Mary Stuart Nelson and joins with Representative Tanya Pullin in expressing deepest sympathy to the Nelson and Stuart Families and all those who share in the loss of this distinguished citizen. The daughter of the late Mitchell and Martha Hilton Stuart, she was preceded in death by a sister, Sophia and two brothers, Jesse and James. She is survived by her cherished children, Leonard, Stacy, Mitchell, Betty, Nancy, Sandy and Regina; sister, Glennis; eighteen grandchildren; ten great-grandchildren; and, a host of friends and loved ones. This esteemed citizen, a retired English teacher from the Greenup County School System; the founder of the Greenbo Arts Festival; a member of the Kentucky Creative Arts Club, the Flatwoods Poetry Society and the board of directors of the Greenup County Farm Bureau; a leader in the 4-H Club and a member and Sunday School teacher at the Greenup First Baptist Church, is remembered on this day for the many and generous contributions she made to her family, friends and community. Mary Stuart Nelson will be deeply missed by all those whose lives were touched by her remarkable presence. Done in Frankfort, Kentucky, this first day of April, in the year two thousand and two.

Legislative Citation No. 134 was adopted without objection.

Report On Enrolled Bills

The Committee on Enrollment reported that **HB 87, HB 142, HB 175, HB 218, HB 243, HB 292, HB 296, HB 302, HB 327, HB 344, HB 389, HB 390, HB 395, HB 417, HB 453, HB 467, HB 478, HB 488, HB 505, HB 510, HB 517, HB 531, HB 571, HB 583, HB 587, HB 596, HB 599, HB 615, HB 622, HB 654, HB 684, HB 705, HB 715, HB 720, HB 723, HB 739, HB 755, HB 781, HB 810, HB 812, HB 852, HB 855, HB 857, HCR 125, HCR 55, HJR 148, HJR 210, HJR 25, HJR 92**, and **SB 271** have been examined and found correctly enrolled. Said Bills and Resolutions were read at length, compared and signed in open session by the Speaker, and ordered delivered to the Senate. (Time -2:50 p.m.)

Representative Callahan announced that the majority party would caucus in the Supreme Court Chambers upon Recess.

Recess

The Speaker announced that without objection the House would now recess. Agreed.

At the appointed hour, the Speaker resumed the Chair and called the House to order.

Senate Message

Message received in regard to **SB 33**: The Senate has refused to concur in the House Committee Substitute, House Floor Amendment No. 2, House Floor Amendment No. 1, and House Committee Amendment No. 1 Title to **SB 33** and respectfully returns it with the request that this Honorable Body recede from the Amendments.

Message received in regard to **SJR 16**: The Senate has refused to concur in the House Committee Amendment No. 1 and House Committee No. 2 Title to **SJR 16** and respectfully returns it with the request that this Honorable Body recede from the Amendments. (Time: 3:10 p.m.)

Message received in regard to **HB 174**: The Senate has refused to recede from its Senate Committee Substitute and Senate Committee Amendments No. 1, and Senate Committee Amendment No. 2 Title to **HB 174** and is respectfully asking for a Conference Committee to be appointed. The Senate has appointed the following members to serve on the Conference Committee on **HB 174**: Senators Harris, Kelly, McGaha, Worley, and Herron. (Time 3:30 p.m.)

Message received in regard to **SB 143**: The Senate has refused to concur in the House Floor Amendment No. 3 to **SB 143** and respectfully returns it with the request that this Honorable Body recede from the Amendment. (Time: 4:15 p.m.)

Report On Enrolled Bills

The Committee on Enrollment reported that **HB 755, HB 781, HB 810, HB 812, HB 852, HB 855, HB 857, HCR 125, HCR 55, HJR 148, HJR 210, HJR 25, HJR 92, HB 87, HB 142, HB 175, HB 218, HB 243, HB 292, HB 296, HB 302, HB 327, HB 344, HB 389, HB 390, HB 395, HB 417, HB 453, HB 467, HB 478, HB 488, HB 505, HB 510, HB 517, HB 531, HB 571, HB 583, HB 587, HB 596, HB 599, HB 615, HB 622, HB 654, HB 684, HB 705, HB 715, HB 720, HB 723**, and **HB 739** were delivered to the Senate and signed by the President. Delivered to the Governor on April 1, 2002, at 3:50 p.m.

The Speaker announced the appointment of the following members to serve on a Conference Committee on **HB 174**: Representative Stumbo, Chair: Representatives Hoffman, R. Adams, and Webb.

Report On Enrolled Bills

The Committee on Enrollment reported that **SB 66, SB 125, SB 141**, and **SB 138** have been examined and found correctly enrolled. Said Bills were read at length, compared and signed in open session by the Speaker, and ordered delivered to the Senate. (Time -5:15 p.m.)

The Speaker announced the appointment of the following member to serve on a Conference Committee on **HB 174**: Representative Rader.

Orders of the Day

HB 768 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Stumbo moved to withdraw the motion to take **HB 768** from the Orders of the Day. Agreed.

HB 31, with Senate Floor Amendment attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage for concurrence or non concurrence in Senate Amendment. Agreed.

The Senate Floor Amendment No. 1 to **HB 31**, is as follows:

HB 31, On page 2, after line 9, by adding the following new sections:

"Section 3. KRS 116.055 is amended to read as follows:

(1) Before a person shall be qualified to vote in a primary election, he shall***:***

(a) Possess all the qualifications required of voters in a regular election***; and***[~~. In addition, he shall~~]

(b) Be ***either:***

1. A registered member of the party in whose primary election he seeks to vote, and shall have been registered as a member of that party on December 31 immediately preceding the primary election, or, in the case of new registrations made after December 31 immediately preceding the primary election, he shall have registered and remained registered as a member of that party***; or***

2. A registered independent or a voter not registered with a political party as defined in KRS 118.015(1), although the voter shall only be permitted to vote in the primary of one (1) party for a slate of candidates for Governor and Lieutenant Governor.

(2) No person shall be allowed to vote for any party candidates or slates of candidates other than that of the party of which he is a registered member***, except as provided in subparagraph 2. of paragraph (b) of subsection (1) of this section***. The qualifications shall be determined as of the date of the primary, without regard to the qualifications or disqualifications as they may exist at the succeeding regular election, except that minors seventeen (17) years of age who will become eighteen (18) years of age on or before the day of the regular election shall be entitled to vote in the primary if otherwise qualified. However, any registered voter, whether registered as a member of a party or as an independent, shall be qualified to vote in primary elections for candidates listed in all nonpartisan races. Any voter eligible to vote in a primary election shall also be eligible to vote in a subsequent runoff primary if one shall be necessary.

Section 4. KRS 118.125 is amended to read as follows:

(1) Except as provided in KRS 118.155, any person who is qualified under the provisions of KRS 116.055 to vote in any primary election for the candidates for nomination by the party at whose hands he seeks the nomination, ***except for a person qualified under the provisions of subparagraph 2. of paragraph (b) of subsection (1) of Section 3 of this Act,*** shall have his name printed on the official ballot of his party for an office to which he is eligible in that primary, upon filing, with the Secretary of State or county clerk, as appropriate, at the proper time, a notification and declaration.

(2) The notification and declaration shall be in the form prescribed by the State Board of Elections. It shall be signed by the candidate and by not less than two (2) registered voters of the same party from the district or jurisdiction from which the candidate seeks nomination.

(a) The notification and declaration for a candidate for an office other than Governor or Lieutenant Governor shall include the following oath:

"For the purpose of having my name placed on the official primary election ballot as a candidate for nomination by the ------ Party, I, ------ (name in full as desired on the ballot as provided in KRS 118.129), do solemnly swear that my residence address is ----- (street, route, highway, city if applicable, county, state, and zip code), that my mailing address, if different, is ----- (post office address), and that I am a registered ------ (party) voter in ------ precinct; that I believe in the principles of the ------ Party, and intend to support its principles and policies; that I meet all the statutory and constitutional qualifications for the office which I am seeking; that if nominated as a candidate of such party at the ensuing election I will accept the nomination and not withdraw for reasons other than those stated in KRS 118.105(3); that I will not knowingly violate any election law or any law relating to corrupt and fraudulent practice in campaigns or elections in this state, and if finally elected I will qualify for the office."

The declaration shall be subscribed and sworn to before an officer authorized to administer an oath by the candidate and by the two (2) voters making the declaration and signing the candidate's petition for office.

(b) The notification and declaration for a slate of candidates for Governor and Lieutenant Governor shall include the following oath:

"For the purpose of having our names placed on the official primary election ballot as a slate of candidates for Governor and Lieutenant Governor for nomination by the ------ Party, I, ------, (name of candidate for Governor in full as desired on the ballot as provided in KRS 118.129), do solemnly swear that my residence address is ----- (street, route, highway, city if applicable, county, state, and zip code), that my mailing address, if different, is ----- (post office address), and that I am a registered ------ (party) voter in ------ precinct; and I, ------, (name of candidate for Lieutenant Governor in full as desired on the ballot as provided in KRS 118.129), do solemnly swear that my residence address is ----- (street, route, highway, city if applicable, county, state, and zip code), that my mailing address, if different, is ----- (post office address), and that I am a registered ------ (party) voter in ------ precinct; that we believe in the principles of the ------ Party, and intend to support its principles and policies; that we meet all the statutory and constitutional qualifications for the offices which we are seeking; that we will accept the nomination and not withdraw for reasons other than those stated in KRS 118.105(3); that we will not knowingly violate any election law or any law relating to corrupt or fraudulent practice in campaigns or elections in this state, and if finally elected we will qualify for our offices."

The declaration shall be subscribed and sworn to before an officer authorized to administer an oath by the candidate and by the two (2) voters making the declaration and signing the petition for office.

(3) When the notice and declaration has been filed with the Secretary of State or county clerk, as appropriate, and certified according to KRS 118.165, the Secretary of State or county clerk, as appropriate, shall have the candidate's name printed on the ballot according to the provisions of this chapter, except as provided in KRS 118.185.

(4) Titles, ranks, or spurious phrases shall not be accepted on the filing papers and shall not be printed on the ballots as part of the candidate's name; however, nicknames, initials, and contractions of given names may be acceptable as the candidate's name.

Section 5. KRS 117.125 is amended to read as follows:

No make of voting machine shall be approved for use unless it is so constructed that:

(1) It will insure secrecy to the voter in the act of voting.

(2) It provides facilities that will permit votes to be cast for any candidate entitled to have his name printed upon the ballots at any regular, special or primary election, and for or against any public question entitled to be placed upon the ballots.

(3) It will, except at primary elections, permit a voter to vote for all the candidates of one (1) party or for one (1) or more candidates of every party having candidates entitled to be voted for, or for one (1) or more independent candidates.

(4) It will permit a voter to vote for as many persons for an office as he is lawfully entitled to vote for, and no more.

(5) It will prevent a voter from voting for the same person, or for or against the same question, more than once.

(6) It will permit a voter to vote for or against any question he may have the right to vote on, but no other.

(7) It may be adjusted for use in primary elections so that a voter may not vote for any person except those seeking nomination as candidates of his party***, or in the case of a voter in a primary election described in subparagraph 2. of paragraph (b) of subsection (1) of Section (3) of this Act, for only a slate of candidates for Governor or Lieutenant Governor under subparagraph 2. of paragraph (b) of subsection (1) of Section 3 of this Act,*** or as candidates for an office of the Court of Justice.

(8) It will correctly register and accurately count all votes cast for each person, and for or against each public question.

(9) It can be determined whether the machine has been unlocked and operated after once being locked.

(10) It will show at all times during an election how many persons have voted by a device hereinafter referred to as a public counter.

(11) The counter indicating the number of votes cast for each person and for or against each public question cannot be seen or tampered with without unlocking a covering device that cannot be unlocked by a key that unlocks any other part of the machine. When such counters are so exposed the machine can no longer be placed into condition for operation without the use of a special key, which key shall not have been in the possession of the election officers at the polling places; but if this requirement has the effect of eliminating from consideration any other make of machine such requirement shall not apply.,

(12) The operating device and operating mechanism may be locked before the time for opening the polls and after the time for closing the polls.

(13) It is accompanied by a mechanical model illustrating the manner of voting on the machine, suitable for the instruction of voters.

(14) It will permit a voter to vote for all the candidates for presidential electors of any party by one (1) operation.

(15) It will permit a voter to vote, in any regular or special election, for any person desired to be voted for whose name does not appear upon the voting machine.

(16) It bears a number that will distinguish it from any other machine.

(17) The frames in which ballot labels are placed shall be constructed with transparent protective devices, in order that the names thereon cannot be mutilated or altered."

Representative A. Arnold moved that the House refuse to concur in Senate Floor Amendment No. 1 to **HB 31**. Agreed.

HB 348, with Senate Committee Substitute attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage for concurrence or non concurrence in Senate Amendment. Agreed.

The Senate Committee Substitute to **HB 348**, is as follows:

HB 348, AN ACT relating to worker's compensation.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 342.315 is amended to read as follows:

(1) The commissioner shall contract with the University of Kentucky and the University of Louisville medical schools to evaluate workers who have had injuries or become affected by occupational diseases covered by this chapter. Referral for evaluation may be made to one (1) of the medical schools whenever a medical question is at issue.

(2) The physicians and institutions performing evaluations pursuant to this section shall render reports encompassing their findings and opinions in the form prescribed by the commissioner. ***Except as otherwise provided in Section 2 of this Act,*** the clinical findings and opinions of the designated evaluator shall be afforded presumptive weight by administrative law judges and the burden to overcome such findings and opinions shall fall on the opponent of that evidence. When administrative law judges reject the clinical findings and opinions of the designated evaluator, they shall specifically state in the order the reasons for rejecting that evidence.

(3) The commissioner or an administrative law judge may, upon the application of any party or upon his own motion, direct appointment by the commissioner, pursuant to subsection (1) of this section, of a medical evaluator to make any necessary medical examination of the employee. Such medical evaluator shall file with the commissioner within fifteen (15) days after such examination a written report. The medical evaluator appointed may charge a reasonable fee not exceeding fees established by the commissioner for those services.

(4) Within thirty (30) days of the receipt of a statement for the evaluation, the employer or carrier shall pay the cost of the examination. Upon notice from the commissioner that an evaluation has been scheduled, the insurance carrier shall forward within seven (7) days to the employee the expenses of travel necessary to attend the evaluation at a rate equal to that paid to state employees for travel by private automobile while conducting state business.

(5) Upon claims in which it is finally determined that the injured worker was not the employee at the time of injury of an employer covered by this chapter, the special fund shall reimburse the carrier for any evaluation performed pursuant to this section for which the carrier has been erroneously compelled to make payment.

(6) Not less often than annually the designee of the secretary of the Cabinet for Health Services shall assess the performance of the medical schools and render findings as to whether evaluations conducted under this section are being rendered in a timely manner, whether examinations are conducted in accordance with medically recognized techniques, whether impairment ratings are in conformity with standards prescribed by the latest edition available of the "Guides to the Evaluation of Permanent Impairment" published by the American Medical Association, and whether coal workers' pneumoconiosis examinations are conducted in accordance with the standards prescribed in this chapter.

(7) The General Assembly finds that good public policy mandates the realization of the potential advantages, both economic and effectual, of the use of telemedicine and telehealth. The commissioner may, to the extent that he finds it feasible and appropriate, require the use of telemedicine and telehealth practices, as authorized under KRS 11.550, in the independent medical evaluation process required by this chapter.

Section 2. KRS 342.316 is amended to read as follows:

(1) (a) The employer liable for compensation for occupational disease shall be the employer in whose employment the employee was last exposed to the hazard of the occupational disease. During any period in which this section is applicable to a coal mine, an operator who acquired it or substantially all of its assets from a person who was its operator on and after January 1, 1973, shall be liable for, and secure the payment of, the benefits which would have been payable by the prior operator under this section with respect to miners previously employed in the mine if it had not been acquired by such later operator. At the same time, however, this subsection does not relieve the prior operator of any liability under this section. Also, it does not affect whatever rights the later operator might have against the prior operator; and

(b) The time of the beginning of compensation payments shall be the date of the employee's last injurious exposure to the cause of the disease, or the date of actual disability, whichever is later.

(2) The procedure with respect to the giving of notice and determination of claims in occupational disease cases and the compensation and medical benefits payable for disability or death due to the disease shall be the same as in cases of accidental injury or death under the general provisions of this chapter, except that notice of claim shall be given to the employer as soon as practicable after the employee first experiences a distinct manifestation of an occupational disease in the form of symptoms reasonably sufficient to apprise him that he has contracted the disease, or a diagnosis of the disease is first communicated to him, whichever shall first occur.

(3) The procedure for filing occupational disease claims shall be as follows:

(a) The application for resolution of claim shall set forth the complete work history of the employee with a concise description of injurious exposure to a specific occupational disease, together with the name and addresses of the employer or employers with the approximate dates of employment. The application shall also include at least one (1) written medical report supporting his claim. This medical report shall be made on the basis of clinical or X-ray examination performed in accordance with accepted medical standards and shall contain full and complete statements of all examinations performed and the results thereof. The report shall be made by a duly-licensed physician. The commissioner shall promulgate administrative regulations which prescribe the format of the medical report required by this section and the manner in which the report shall be completed.

1. For coal-related occupational pneumoconiosis claims, each clinical examination shall include a chest X-ray ***interpretation by a National Institute of Occupational Safety and Health (NIOSH) certified "B" reader. The chest X-ray upon which the report is made shall be filed with the application***~~[examination]~~ as well as spirometric tests when pulmonary dysfunction is alleged.

2. For other compensable occupational pneumoconiosis claims, each clinical examination shall include a chest X-ray examination and appropriate pulmonary function tests.

(b) To be admissible, medical evidence offered in any proceeding under this chapter for determining a claim for occupational pneumoconiosis resulting from exposure to coal dust shall comply with accepted medical standards as follows:

1. Chest X-rays shall be of acceptable quality with respect to exposure and development and shall be indelibly labeled with the date of the X-ray and the name and Social Security number of the claimant. Physicians' reports of X-ray interpretations shall: identify the claimant by name and Social Security number; include the date of the X-ray and the date of the report; classify the X-ray interpretation using the latest ILO Classification and be accompanied by a completed copy of the latest ILO Classification report. ***Only interpretations by National Institute of Occupational Safety and Health (NIOSH) certified "B" readers shall be admissible.***

2. Spirometric testing shall be conducted in accordance with the standards recommended in the latest edition available of the "Guides to the Evaluation of Permanent Impairment" published by the American Medical Association and the 1978 ATS epidemiology standardization project with the exception that the predicted normal values for lung function shall not be adjusted based upon the race of the subject. The FVC or the FEV1 values shall represent the largest of such values obtained from three (3) acceptable forced expiratory volume maneuvers as corrected to BTPS (body temperature, ambient pressure and saturated with water vapor at these conditions) and the variance between the two (2) largest acceptable FVC values shall be either less than five percent (5%) of the largest FVC value or less than one hundred (100) milliliters, whichever is greater. The variance between the two (2) largest acceptable FEV1 values shall be either less than five percent (5%) of the largest FEV1 value or less than one hundred (100) milliliters, whichever is greater. Reports of spirometric testing shall include a description by the physician of the procedures utilized in conducting such spirometric testing and a copy of the spirometric chart and tracings from which spirometric values submitted as evidence were taken.

3. The commissioner shall promulgate administrative regulations pursuant to KRS Chapter 13A as necessary to effectuate the purposes of this section. The commissioner shall periodically review the applicability of the spirometric test values contained in the latest edition available of the "Guides to the Evaluation of Permanent Impairment" published by the American Medical Association and may by administrative regulation substitute other spirometric test values which are found to be more closely representative of the normal pulmonary function of the coal mining population.

4. The procedure for determination of occupational disease claims shall be as follows:

   a. Immediately upon receipt of an application for resolution of claim, the commissioner shall notify the responsible employer and all other interested parties and shall furnish them with a full and complete copy of the application.

   b. The commissioner shall assign the claim to an administrative law judge and***, except for coal workers' pneumoconiosis claims,*** shall promptly refer the employee to such physician or medical facility as the commissioner may select for examination. The report from this examination shall be provided to all parties of record. The employee shall not be referred by the commissioner for examination within two (2) years following any prior referral for examination for the same disease.

   c. ***Except for coal workers' pneumoconiosis claims,*** within forty-five (45) days following the notice of filing an application for resolution of claim, the employer or carrier shall notify the commissioner and all parties of record of its acceptance or denial of the claim. A denial shall be in writing and shall state the specific basis for the denial. ***In coal workers' pneumoconiosis claims, the employer's notice of claim denial or acceptance shall be filed within thirty (30) days of the issuance by the commissioner of the notice of the consensus reading unless the consensus is that***

the miner has not developed coal workers' pneumoconiosis category 1/0 or greater. In the event the consensus procedure is exhausted without consensus being established, the employer's notice of claim denial or acceptance shall be filed within thirty (30) days of the commissioner's notification to the administrative law judge that consensus has not been reached.

d. Within forty-five (45) days of assignment of a coal workers' pneumoconiosis claim to an administrative law judge, the employer shall cause the employee to be examined by a physician of the employer's choice and shall provide to all other parties and file with the commissioner the X-ray interpretation by a "B" reader. The examination of the employee shall include spirometric testing if pulmonary dysfunction is alleged by the employee in the application for resolution of a claim. The commissioner shall determine whether the X-ray interpretations filed by the parties are in consensus.

e. If the readings are not in consensus, the commissioner shall forward both films, masking information identifying the facility where the X-ray was obtained and the referring physician, consecutively to three (3) "B" readers selected randomly from a list maintained by the commissioner for interpretation. Each "B" reader shall select the highest quality film and report only the interpretation of that film. The commissioner shall determine if two (2) of the X-ray interpretations filed by the three (3) "B" readers selected randomly are in consensus. If consensus is reached, the commissioner shall forward copies of the report to all parties as well as notice of the consensus reading which shall be considered as evidence. If consensus is not reached, the administrative law judge shall decide the claim on the evidence submitted.

f. "Consensus" is reached between two (2) chest X-ray interpreters when their classifications meet one (1) of the following criteria: each finds either category A, B, or C Progressive Massive Fibrosis; or findings with regard to simple pneumoconiosis are both in the same major category and within one (1) minor category (ILO category twelve (12) point scale) of each other.

g.[~~d.~~] The administrative law judge shall conduct such proceedings as are necessary to resolve the claim and shall have authority to grant or deny any relief, including interlocutory relief, to order additional proof, to conduct a benefit review conference, or to take such other action as may be appropriate to resolve the claim.

h.[~~e.~~] Unless a voluntary settlement is reached by the parties, ***or the parties agree otherwise,*** the administrative law judge shall issue a written determination within ***sixty (60)***[~~ninety (90)~~] days following ***a hearing***[~~assignment of the claim~~]. The written determination shall address all contested issues and shall be enforceable under KRS 342.305.

5. The procedure for appeal from a determination of an administrative law judge shall be as set forth in KRS ***342.285***[~~342.275~~].

(4) (a) The right to compensation under this chapter resulting from an occupational disease shall be forever barred unless a claim is filed with the commissioner within three (3) years after the last injurious exposure to the occupational hazard or after the employee first experiences a distinct manifestation of an occupational disease in the form of symptoms reasonably sufficient to apprise him that he has contracted the disease, whichever shall last occur; and if death results from the occupational disease within that period, unless a claim therefor be filed with the commissioner within three (3) years after the death; but that notice of claim shall be deemed waived in case of disability or death where the employer, or his insurance carrier, voluntarily makes payment therefor, or if the incurrence of the disease or the death of the employee and its cause was known to the employer. However, the right to compensation for any occupational disease shall be forever barred, unless a claim is filed with the commissioner within five (5) years from the last injurious exposure to the occupational hazard, except that, in cases of radiation disease or asbestos-related disease, a claim must be filed within twenty (20) years from the last injurious exposure to the occupational hazard.

(b) Income benefits for the disease of pneumoconiosis resulting from exposure to coal dust or death therefrom shall not be payable unless the employee has been exposed to the hazards of such pneumoconiosis in the Commonwealth of Kentucky over a continuous period of not less than two (2) years during the ten (10) years immediately preceding the date of his last exposure to such hazard, or for any five (5) of the fifteen (15) years immediately preceding the date of such last exposure.

(5) The amount of compensation payable for disability due to occupational disease or for death from the disease, and the time and manner of its payment, shall be as provided for under the general provisions of the Workers' Compensation Act, but:

(a) In no event shall the payment exceed the amounts that were in effect at the time of the last injurious exposure;

(b) The time of the beginning of compensation payments shall be the date of the employee's last injurious exposure to the cause of the disease, or the date of actual disability, whichever is later; and

(c) In case of death where the employee has been awarded compensation or made timely claim within the period provided for in this section, and an employee has suffered continuous disability to the date of his death occurring at any time within twenty (20) years from the date of disability, his dependents, if any, shall be awarded compensation for his death as provided for under the general provisions of the Workers' Compensation Act and in this section, except as provided in KRS 342.750(6).

(6) If an autopsy has been performed, no testimony relative thereto shall be admitted unless the employer or his representative has available findings and reports of the pathologist or doctor who performed the autopsy examination.

(7) No compensation shall be payable for occupational disease if the employee at the time of entering the employment of the employer by whom compensation would otherwise be payable, falsely represented himself, in writing, as not having been previously disabled, laid off, or compensated in damages or otherwise, because of the occupational disease, or failed or omitted truthfully to state to the best of his knowledge, in answer to written inquiry made by the employer, the place, duration, and nature of previous employment, or, to the best of his knowledge, the previous state of his health.

(8) No compensation for death from occupational disease shall be payable to any person whose relationship to the deceased, which under the provisions of this chapter would give right to compensation, arose subsequent to the beginning of the first compensable disability, except only for after-born children of a marriage existing at the beginning of such disability.

(9) Whenever any claimant misconceives his remedy and files an application for adjustment of claim under the general provisions of this chapter and it is subsequently discovered, at any time before the final disposition of the cause, that the claim for injury, disability, or death which was the basis for his application should properly have been made under the provisions of this section, then the application so filed may be amended in form or substance, or both, to assert a claim for injury, disability, or death under the provisions of this section, and it shall be deemed to have been so filed as amended on the date of the original filing thereof, and compensation may be awarded that is warranted by the whole evidence pursuant to the provisions of this chapter. When amendment of this type is submitted, further or additional evidence may be heard when deemed necessary. Nothing this section contains shall be construed to be or permit a waiver of any of the provisions of this chapter with reference to notice of time for filing of a claim, but notice of filing a claim, if given or done, shall be deemed to be a notice of filing of a claim under provisions of this chapter, if given or done within the time required by this subsection.

(10) When an employee has an occupational disease that is covered by this chapter, the employer in whose employment he was last injuriously exposed to the hazard of the disease, and the employer's insurance carrier, if any, at the time of the exposure, shall alone be liable therefor, without right to contribution from any prior employer or insurance carrier, except as otherwise provided in this chapter.

(11) (a) Income benefits for coal-related occupational pneumoconiosis shall be paid fifty percent (50%) by the Kentucky coal workers' pneumoconiosis fund as established in KRS 342.1242 and fifty percent (50%) by the employer in whose employment the employee was last exposed to the hazard of that occupational disease.

(b) Compensation for all other occupational disease shall be paid by the employer in whose employment the employee was last exposed to the hazards of the occupational disease.

(12) A concluded claim for benefits by reason of contraction of coal workers' pneumoconiosis in the severance or processing of coal shall bar any subsequent claim for benefits by reason of contraction of coal workers' pneumoconiosis, unless there has occurred in the interim between the conclusion of the first claim and the filing of the second claim at least two (2) years of employment wherein the employee was continuously exposed to the hazards of the disease in the Commonwealth.

(13) For coal-related occupational pneumoconiosis claims, the consensus procedure shall apply to all claims which have not been assigned to an administrative law judge prior to the effective date of this Act. The consensus classification shall be presumed to be the correct classification of the employee's condition unless overcome by clear and convincing evidence. If an administrative law judge finds that the presumption of correctness of the consensus reading has been overcome, the reasons shall be specially stated in the administrative law judge's order.

Section 3. KRS 342.732 is amended to read as follows:

(1) Notwithstanding any other provision of this chapter, income benefits and retraining incentive benefits for occupational pneumoconiosis resulting from exposure to coal dust in the severance or processing of coal shall be paid as follows:

(a) ***1.*** If an employee has a radiographic classification of category ***1/0,*** 1/1 or 1/2[~~, based on the latest ILO International Classification of Radiographics, resulting from exposure to coal dust, which is validated by report of X-ray which conforms to the standards for X-rays contained in subsection (3) of KRS 342.316, and respiratory impairment resulting from exposure to coal mine dust as evidenced by spirometric test values of fifty-five percent (55%) or more but less than eighty percent (80%) of the predicted normal values contained in the chapter on the respiratory system of the latest edition available of the "Guides to the Evaluation of Permanent Impairment" of the American Medical Association~~], ***coal workers' pneumoconiosis and spirometric test values of eighty percent (80%) or more,*** the employee shall be awarded a one (1) time only retraining incentive benefit which shall be an amount equal to sixty-six and two-thirds percent (66-2/3%) of the employee's average weekly wage as determined by KRS 342.740 but not more than seventy-five percent (75%) of the state average weekly wage, payable semimonthly for a period not to exceed one hundred four (104) weeks***, except as provided in subparagraph 3. of this paragraph***.

2. Except as provided in subparagraph 3. of this paragraph, these benefits shall be paid only while the employee is enrolled and actively and successfully participating as a full-time student taking *the equivalent of twelve (12) or more credit*[~~twenty-four (24) or more instruction~~] hours per week in a bona fide training or education program *that if successfully completed will qualify the person completing the course for a trade, occupation, or profession and which program can be completed within the period benefits are payable under this subsection. The program must be* approved under administrative regulations to be promulgated by the commissioner. *These benefits shall also be paid to an employee who is a part-time student taking not less than the equivalent of six (6) nor more than eleven (11) credit hours per week, except that benefits shall be an amount equal to thirty-three and one-third percent (33-1/3%) of the employee's average weekly wage as determined by KRS 342.740, but not more than thirty-seven and one-half percent (37-1/2%) of the state average weekly wage, payable biweekly for a period not to exceed two hundred eight (208) weeks.*

3. *These benefits shall also be paid biweekly while an employee is actively and successfully pursuing a General Equivalency Diploma (GED) in accordance with administrative regulations promulgated by the commissioner. These benefits shall be paid in the amount of sixty-six and two-thirds percent (66-2/3%) of the employee's average weekly wage not to exceed seventy-five percent (75%) of the state average weekly wage for a maximum period not to exceed seventeen (17) weeks. These income benefits shall be in addition to the maximum amount of retraining incentive benefits payable under this paragraph.*

4. The employer shall also pay, directly to the institution conducting the training or education program, instruction, tuition, and material costs not to exceed five thousand dollars ($5,000).[~~ The benefit shall not be paid for a period in which the employee ceases to participate in the program. In no event shall the benefit be paid to the employee while the employee is working in the mining industry in the severance and processing of coal as defined in KRS 342.0011(23)(a).~~]

5. The period of[~~ one hundred four (104)~~] weeks during which this benefit is payable shall begin no later than the *thirtieth*[~~one hundred eightieth~~] day after the *administrative law judge's* order awarding the benefit becomes final *except that an employee may elect to defer the beginning of such benefits up to the three hundred sixty-fifth day following the thirtieth day the order becomes final. Unless the employee has requested deferral of income benefits, those income benefits payable under subparagraphs 1. and 2. of this paragraph shall begin no later than thirty (30) days following conclusion of income benefits paid under subparagraph 3. if such benefits were paid*.

6. *If an employee who is awarded retraining incentive benefits under this paragraph successfully completes a bona fide training or education program approved by the commissioner, upon completion of the training or education program, the employer shall pay to that employee the sum of five thousand dollars ($5,000) for successful completion of a program that requires a course of study of not less than twelve (12) months nor more than eighteen (18) months, or the sum of ten thousand dollars ($10,000) for successful completion of a program that requires a course of study of more than eighteen (18) months. This amount shall be in addition to retraining incentive benefits awarded under this paragraph, and tuition expenses paid by the employer*[~~If an employee completes an approved program of training in less than one hundred four (104) weeks and that employee has accepted a bona fide offer of employment at a location more than fifty (50) miles from the employee's usual residence in the field for which the employee has been trained, the employee shall be paid in a lump sum for relocation the lesser of the sum of three thousand dollars ($3,000) or the amount remaining in unpaid weekly training benefits as provided by this section~~].

7. *An employee who is age fifty-seven (57) years or older on the date of last exposure and who is awarded retraining incentive benefits under subparagraph 1. to 4. of this paragraph, may elect to receive in lieu of retraining incentive benefits, an amount equal to sixty-six and two-thirds percent (66-2/3%) of the employee's average weekly wage, not to exceed seventy-five percent (75%) of the state average weekly wage as determined by KRS 342.740 multiplied by the disability rating of twenty-five percent (25%) for a period not to exceed four hundred twenty-five (425) weeks, or until the employee reaches sixty-five (65) years of age, whichever occurs first, KRS 342.730(4) notwithstanding.*

8. *A claim for retraining incentive benefits provided under this section may be filed, but benefits shall not be payable, while an employee is employed in the severance or processing of coal as defined in KRS 342.0011(23).*

9. *If an employer appeals an award of retraining incentive benefits, upon an employee's motion, an administrative law judge may grant retraining incentive benefits pending appeal as interlocutory relief.*

10. *If an employee elects to defer payment of retraining incentive benefits for a period of retraining longer than three hundred sixty-five (365) days, benefits otherwise payable shall be reduced week-for-week for each week retraining benefits are further deferred.*

(b) *1.* *If an employee has a radiographic classification of category 1/0, 1/1, or 1/2 coal workers' pneumoconiosis and respiratory impairment evidenced by spirometric test values of fifty-five percent (55%) or more but less than eighty percent (80%) of the predicted normal values, or category 2/1, 2/2, or*

2/3 coal workers' pneumoconiosis and spirometric test values of eighty percent (80%) or more of the predicted normal values, there shall be an irrebuttable presumption that the employee has a disability rating of twenty-five percent (25%) resulting from exposure to coal dust, and the employee shall be awarded an income benefit which shall be an amount equal to sixty-six and two-thirds percent (66-2/3%) of the employee's average weekly wage, but not to exceed seventy-five percent (75%) of the state average weekly wage as determined by KRS 342.740 multiplied by the disability rating of twenty-five percent (25%). The award shall be payable for a period not to exceed four hundred twenty-five (425) weeks.

2. An employee who is awarded benefits under this paragraph may, at the time of the award or before benefit payments begin, elect to receive retraining incentive benefits provided under subparagraphs 1. to 6. of paragraph (a) of this subsection, in lieu of income benefits awarded under this paragraph, provided that such option is available one (1) time only and is not revokable, and provided that in no event shall income benefits payable under this paragraph be stacked or added to retraining incentive income benefits paid or payable under subparagraphs 1. to 6. of paragraph (a) of this subsection to extend the period of disability.

(c)[~~(b)~~]If it is determined that an employee has a radiographic classification of category ***1/0,*** 1/1***,*** or 1/2,[~~ based on the latest ILO International Classification of Radiographics~~] and respiratory impairment resulting from exposure to coal dust as evidenced by spirometric test values of less than fifty-five percent (55%) of the predicted normal values[~~ contained in the chapter on the respiratory system of the latest edition available of the "Guides to the Evaluation of Permanent Impairment" published by the American Medical Association~~], or category 2/1, 2/2, or 2/3 coal workers' pneumoconiosis and respiratory impairment evidenced by spirometric test values of fifty-five percent (55%) or more but less than eighty percent (80%) of the predicted normal values, ***or category 3/2 or 3/3 coal workers' pneumoconiosis and spirometric test values of eighty percent (80%) or more,*** there shall be an irrebuttable presumption that the employee has ***a***[~~an occupational~~] disability rating of fifty percent (50%) resulting from exposure to coal dust, and the employee shall be awarded an income benefit which shall be an amount equal to sixty-six and two-thirds percent (66-2/3%) of the employee's average weekly wage ***but not to exceed seventy-five percent (75%) of the state average weekly wage as determined by KRS 342.740*** multiplied by the disability rating of fifty percent (50%)[~~ but not to exceed seventy-five percent (75%) of the state average weekly wage as determined by KRS 342.740~~]. The award shall be payable for a period not to exceed four hundred twenty-five (425) weeks[~~, but in no event shall benefits be paid under this subsection while the employee continues to work in the mining industry in the severance and processing of coal as defined in KRS 342.0011(23)(a)~~].

(d)[~~(c)~~]If it is determined that an employee has a radiographic classification of category 2/1, 2/2, or 2/3 coal workers' pneumoconiosis, based on the latest ILO International Classification of Radiographics, and respiratory impairment as evidenced by spirometric test values of less than fifty-five percent (55%) of the predicted normal values[~~ contained in the chapter on the respiratory system of the latest edition available of the "Guides to the Evaluation of Permanent Impairment" published by the American Medical Association~~] or category 3/2 or 3/3 pneumoconiosis and respiratory impairment evidenced by spirometric test values of fifty-five percent (55%) or more but less than eighty percent (80%) of the predicted normal values, there shall be an irrebuttable presumption that the employee ***has a***[~~is~~] seventy-five percent (75%) ***disability rating***[~~disabled~~] resulting from exposure to coal dust and the employee shall be awarded income benefits which shall be equal to sixty-six and two-thirds percent (66-2/3%) of the employee's average weekly wage ***but not to exceed seventy-five percent (75%) of the state average weekly wage as determined by KRS 342.740*** multiplied by the disability rating of seventy-five percent (75%)[~~ but not to exceed seventy-five percent (75%) of the state average weekly wage and not less than twenty percent (20%) of the state average weekly wage as determined by KRS 342.740~~]. The award shall be payable for a period not to exceed five hundred twenty (520) weeks. Income benefits awarded under this paragraph shall be payable to the employee during the disability[~~, but in no event shall benefits be paid under this subsection while the employee continues to work in the mining industry in the severance and processing of coal as defined in KRS 342.0011(23)(a)~~].

(e)[~~(d)~~]If it is determined that an employee has radiographic classification of 3/2 or 3/3 occupational pneumoconiosis[~~ based on the latest ILO International Classification of Radiographs,~~] and respiratory impairment evidenced by spirometric test values of less than fifty-five percent (55%) of the predicted normal values[~~ contained in the latest edition of the "Guides to the Evaluation of Permanent Impairment" of the American Medical Association~~], or ***complicated pneumoconiosis (large opacities category A, B, or C*** progressive massive fibrosis***)***[~~, based on the latest ILO International Classification of Radiographics~~], there shall be an irrebuttable presumption that the employee is totally disabled resulting from exposure to coal dust, and the employee shall be awarded income benefits equal to sixty-six and two-thirds percent (66-2/3%) of the employee's average weekly wage but not more than one hundred percent (100%) of the state average weekly wage and not less than twenty percent (20%) of the average weekly wage of the state as determined by KRS 342.740. Income benefits awarded under this paragraph shall be payable to the employee during such disability[~~, but in no event shall benefits be paid under this subsection while the employee continues to work in the mining industry in the severance and processing of coal as defined in KRS 342.0011(23)(a)~~].

(2) The presence of respiratory impairment resulting from exposure to coal dust shall be established by using the largest forced

vital capacity (FVC) value or the largest forced expiratory volume in one second (FEV1) value determined from the totality of all such spirometric testing performed in compliance with accepted medical standards.

(3) When valid spirometric tests are not provided and a physician certifies to the administrative law judge that spirometric testing is not medically indicated because of the permanent physical condition of the employee, the administrative law judge shall make his decision on the basis of evidence admitted which establishes the existence of a diagnosis of occupational pneumoconiosis and respiratory impairment due to the occupational pneumoconiosis. The evidence submitted by the employee shall include one (1) or more arterial blood gas studies performed in accordance with accepted medical standards. Income benefits shall not be awarded in the absence of valid spirometric tests if the claimant's PO2 arterial blood gas value is equal to or higher than one (1) standard deviation from the normal value obtained by the formula (103.5 - 0.42X), where X equals the claimant's age at the time of the arterial blood gas study.

(4) *Upon request, the commissioner shall refer an employee who has been awarded retraining incentive benefits under subsection (1)(a) of this section to the Department of Vocational Rehabilitation for evaluation and assessment of the training, education, or other services necessary to prepare the employee for a trade, occupation, or profession that will return the employee to remunerative employment, or services necessary and appropriate to prepare and enable the employee to successfully complete a bona fide training or education program approved by the commissioner. The commissioner shall contract with the Department of Vocational Rehabilitation to provide vocational rehabilitation or education services commensurate with the skill levels and abilities of the employee. Services provided under this subsection shall be funded by the coal workers' pneumoconiosis fund, KRS 342. 1242 notwithstanding.*

(5) The commissioner shall promulgate administrative regulations sufficient to effectuate the provisions relating to retraining incentive benefits provided under subsection (1)(a) of this section. The administrative regulations shall:

- *(a) Define a "bona fide training or education program" to mean a postsecondary education or training program, including but not limited to the postsecondary programs registered with the Higher Education Assistance Authority, and successful completion of which will qualify the person completing the course for a trade, occupation, or profession, and which program can be completed within the period benefits are payable under subsection (1)(a) of this section;*
- *(b) Establish requirements for approval and certification of a bona fide training or education program;*
- *(c) Provide that funds paid to the training or education program by the employer as required under subsection (1)(a)4. of this section shall be applied only to instruction, tuition, material costs, and any fees necessary for the completion of the program;*
- *(d) Establish requirements for successful participation in and completion of an approved and certified bona fide training or education program, and eligibility standards that must be satisfied to receive sums to be paid by the employer pursuant to subsection (1)(a)6. of this section; and*
- *(e) Establish attendance, performance and progress standards, and reporting requirements in consultation with the Department of Adult Education and Literacy as conditions that must be satisfied to receive retraining incentive income benefits pursuant to subsection (1)(a)3. of this section.*

(6) In no event shall income benefits awarded under this section be stacked or added to income benefits awarded under KRS 342.730 to extend the period of disability *and in no event shall income or retraining incentive benefits be paid to the employee while the employee is working in the mining industry in the severance or processing of coal as defined in KRS 342.0011(23)(a)*.

SECTION 4. A NEW SECTION OF KRS CHAPTER 342 IS CREATED TO READ AS FOLLOWS:

(1) The claim of any miner last exposed to the occupational hazards of coal workers' pneumoconiosis between December 12, 1996, and the effective date of this Act shall nonetheless be governed by the provisions of Section 3 of this Act and notwithstanding the provisions of KRS 342.125 all claims for benefits which were filed for last injurious occupational exposure to coal dust occurring between December 12, 1996, and the effective date of this Act shall be considered pursuant to the provisions of Section 3 of this Act and administrative regulations promulgated by the commissioner, and closed claims, except claims dismissed for reasons other than failure to meet medical eligibility standards, may be reopened by the claimant. Income or retraining incentive benefits shall be awarded thereon as if the entitlement standards established by the amendments to Section 3 of this Act were effective at the time of last exposure. Any benefits previously granted by an award or settlement shall be credited against any subsequent award or settlement and no interest shall be payable on additional benefits. A previous grant of retraining incentive benefits shall be credited only to the extent that the benefits were actually paid. All income or retraining incentive benefits greater than those which would have been awarded were not these new provisions applicable shall be paid without interest from the Kentucky coal workers' pneumoconiosis fund, the provisions of KRS 342.1242 notwithstanding.

(2) The original claim of any miner last exposed to the occupational hazards of coal workers' pneumoconiosis prior to December 12, 1996, which was subject to a university evaluation pursuant to Section 1 of this Act and was dismissed upon a finding that the miner did not prove the presence of coal workers' pneumoconiosis radiographically may be reopened by the claimant notwithstanding the provisions of KRS 342.125, pursuant to administrative regulations adopted by the commissioner. Income benefits may be awarded thereon pursuant to entitlement standards effective as of the date of last exposure, except the income or retraining benefits shall be paid without interest from the Kentucky

coal workers' pneumoconiosis fund, the provisions of KRS 342.1242 notwithstanding.

(3) Notwithstanding the provisions of subsection (4)(a) of Section 2 of this Act, the coal workers' pneumoconiosis claim of any miner last exposed between December 12, 1996, and the effective date of this Act, may be filed with the commissioner on or before December 12, 2003, or within the time frame prescribed by subsection (4)(a) of Section 2 of this Act, whichever is longer. All income or retraining incentive benefits greater than those which would have been awarded were not these new provisions applicable shall be paid by the Kentucky coal workers' pneumoconiosis fund without interest, the provisions of KRS 342.1242 notwithstanding.

(4) Administrative regulations promulgated by the commissioner pursuant to subsections (1) and (2) of this section shall provide that chest X-rays previously taken at university medical schools pursuant to Section 1 of this Act shall be obtained by the commissioner and forwarded to three (3) randomly selected "B" readers for determination of consensus pursuant to subsection (3)(b)4.e. of Section 2 of this Act. The claim shall be assigned to an administrative law judge for determination of whether the claim should be reopened and the award of additional benefits, if any.

SECTION 5. A NEW SECTION OF KRS CHAPTER 342 IS CREATED TO READ AS FOLLOWS:

(1) The commissioner shall maintain a list of duly qualified "B" reader physicians who are licensed in the Commonwealth. The list shall include "B" reader physicians at the university medical schools and other "B" reader physicians certified by the National Institute of Occupational Safety and Health (NIOSH) who have agreed to interpret chest X-rays pursuant to Section 2 of this Act for a fee to be fixed by the commissioner and paid by the Kentucky coal workers' pneumoconiosis fund, the provisions of KRS 342.1242 notwithstanding.

(2) Physicians from the "B" reader list shall be utilized as necessary to obtain consensus classifications of chest films in coal workers' pneumoconiosis claims. The consensus classification shall be presumed to be the correct classification of the employee's condition unless overcome by clear and convincing evidence. If an administrative law judge finds that the presumption of correctness of the consensus reading has been overcome, the reasons shall be specially stated in the administrative law judge's order.

(3) "'B' reader" means a physician who has demonstrated proficiency in evaluating chest roentgenograms for roentgenographic quality and in the use of the ILO classification for interpreting chest roentgenograms for pneumoconiosis and other diseases by taking and passing a specially designed proficiency examination given on behalf of the National Institute of Occupational Safety and Health (NIOSH) or by the Appalachian Laboratory for Occupational Safety and Health (ALOSH), or successors.

(4) The university medical schools in consultation with the commissioner shall jointly develop a procedure to annually report the performance of physicians on the "B" reader list who have participated in the consensus procedure established in Section 2 of this Act. The physicians shall be evaluated with respect to the timeliness and completeness of their reports, as well as the frequency at which the physician's classification of X-rays differs from the consensus reading. The commissioner shall remove a physician from the "B" reader list if the physician consistently renders incomplete or untimely reports, or if the physician's interpretations of X-rays are not in conformity with the consensus reading fifty percent (50%) of the time. The report required under this subsection shall be provided to the Interim Joint Committee on Labor and Industry beginning in July 1, 2003 and by July 1 of each year thereafter.

SECTION 6. A NEW SECTION OF KRS CHAPTER 342 IS CREATED TO READ AS FOLLOWS:

(1) Notwithstanding any provisions of the KRS to the contrary, every employer engaged in the severance or processing of coal, as defined in KRS 342.0011, at its principal office and such other locations where employees customarily report for payroll and personnel matters, shall conspicuously post a notice advising employees of the education and training opportunities available under this chapter. The notice shall include:

(a) Toll-free telephone numbers for the:

1. Department of Workers' Claims;

2. Kentucky Community and Technical College System; and

3. Kentucky Higher Education Assistance Authority;

(b) Telephone numbers for the local board of education and centers for adult education and literacy; and

(c) A list of approved education and training programs available to employees engaged in the severance or processing of coal.

(2) The notice shall be made available to all employers at no cost and upon request of the employer. The notice shall also be posted on the Web sites maintained by the Department of Workers' Claims and the Kentucky Community and Technical College System.

Representative J. Turner moved that the House concur in the Senate Committee Substitute to **HB 348**. Agreed.

Representative Stumbo moved that **HB 348**, by way of Senate Committee Substitute, be passed.

On the roll call the vote was: **Yeas 96, Nays 0**. (See April 1, 2002, roll call on **HB 348** - Appendix)

HB 348, by way of Senate Committee Substitute, was passed and the title agreed to.

Representative J. Turner moved that the vote by which **HB 348**, by way of Senate Committee Substitute, was passed be reconsidered and said motion be placed on the table. Agreed.

HCR 13, with Senate Floor Amendments attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage for concurrence or non concurrence in Senate Amendment. Agreed.

The Senate Floor Amendment No. 1 to **HCR 13** is as follows:

HCR 13, On page 1, after the title but before the enacting clause by deleting the language in its entirety; and

On page 1, after the enacting clause by deleting the rest of the resolution in its entirety and inserting in lieu thereof as follows:

"Section 1. The Legislative Research Commission is directed to have the Interim Joint Committee on Appropriations and Revenue conduct a study of the Kentucky Enterprise Zone Program. The study shall focus upon the effectiveness of the program to achieve its stated goals and make findings as to changes needed to increase the effectiveness and efficiency of the programs and determine whether the program merits continuation beyond the statutory dates of expiration. The study shall examine the impact the program has or could have on tobacco dependent communities and tourism dependent communities. The committee is authorized to hold three meetings outside of Frankfort at locations determined by the co-chairs.

Section 2. The findings of the Interim Joint Committee on Appropriations and Revenue shall be presented to the Legislative Research Commission no later than December 1, 2002.

Section 3. The Legislative Research Commission shall study state and federal inheritance, property, and income tax policies for the purpose of identifying policies that discourage good forest management practices. In addition, the study shall identify incentives to encourage good forest management. A report shall be prepared and submitted to the 2003 General Assembly. The study shall be conducted with the assistance of the Revenue Cabinet, the Natural Resources and Environmental Protection Cabinet, and the University of Kentucky.

Section 4. Provisions of this Resolution to the contrary notwithstanding, the Legislative Research Commission shall have the authority to alternatively assign the issues identified herein to an interim joint committee or subcommittee thereof, and to designate a study completion date.".

Representative Nelson moved that the House concur in Senate Floor Amendment No. 1 to **HCR 13**. Agreed.

Representative Nelson moved that **HCR 13**, as amended by the Senate, be passed.

On the roll call the vote was: **Yeas 96, Nays 0**. (See April 1, 2002, roll call on **HCR 13** - Appendix)

HCR 13, as amended by the Senate, was passed.

The Senate Floor Amendment No. 2 Title to **HCR 13** is as follows:

HCR 13, Amend the title to read as follows: "A CONCURRENT RESOLUTION directing studies of tax issues relating to forest management and enterprise zone programs.".

Representative Nelson moved that the House concur in Senate Floor Amendment No. 2 Title to **HCR 13**. Agreed.

Representative Nelson moved that the vote by which **HCR 13**, as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

Representative Stumbo moved to recommit **HB 347** to the Committee on Appropriations and Revenue. Agreed.

Orders of the Day (Continued)

HB 59, with Senate Floor Amendment attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage for concurrence or non concurrence in Senate Amendment. Agreed.

The Senate Floor Amendment No. 1 to **HB 59** is as follows:

HB 59, On page 2, by deleting the new language on lines 23 - 27; and

On page 3, by deleting the new language on lines 1 - 10 and inserting the following in lieu thereof:

"*(c) Notwithstanding the definitions of "eligible high school student" and "high school" in KRS 164.7874 and the requirement that a student graduate from a Kentucky high school, a high school student who completes the KEES curriculum while attending an accredited out-of-state high school or Department of Defense school may apply the grade point average for any applicable academic year toward the base as described in paragraph (a) of this subsection and shall also qualify for a supplemental award under subsection (3) of this section when:*

1. His or her custodial parent or guardian is in active service of the Armed Forces of the United States; and

2. The custodial parent or guardian maintained Kentucky as the home of record at the time the student attended an accredited out-of-state high school or a Department of Defense school.

The student or parent shall arrange for the out-of-state school to report the student's grade point average each academic year and the student's highest ACT score to the Kentucky Department of Education as required under KRS 164.7885. The Council on Postsecondary Education shall promulgate administrative regulations implementing the requirements in this paragraph, including:

1. The documentation that the parent shall submit to the council establishing the student's eligibility for the scholarship; and

2. The assurances that an out-of state institution shall submit to the Kentucky Department of Education for submission of the student grade point average.

The provisions in this paragraph shall apply to the 2001-2002 school year and thereafter."; and

On page 5, line 1 after "class" by inserting the following:

"*, and students under subsection (2)(c) of this section who do not attend an accredited high school*".

Representative Cherry moved that the House concur in Senate Floor Amendment No. 1 to **HB 59**. Agreed.

Representative Cherry moved that **HB 59**, as amended by the Senate, be passed.

On the roll call the vote was: **Yeas 92, Nays 0**. (See April 1, 2002, roll call on **HB 59** - Appendix)

HB 59, as amended by the Senate, was passed and the title agreed to.

Representative Cherry moved that the vote by which **HB 59**, as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 133, with Senate Committee Substitute attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage for concurrence or non concurrence in Senate Amendment. Agreed.

The Senate Committee Substitute to **HB 133**, is as follows:

HB 133, AN ACT relating to crimes and punishments.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

SECTION 1. A NEW SECTION OF KRS CHAPTER 531 IS CREATED TO READ AS FOLLOWS:

(1) A person is guilty of voyeurism when:

(a) He or she intentionally:

1. Uses or causes the use of any camera, videotape, photooptical, photoelectric, or other image recording device for the purpose of observing, viewing, photographing, filming, or videotaping the sexual conduct, genitals, or nipple of the female breast of another person without that person's consent; or

2. Uses the unaided eye or any device designed to improve visual acuity for the purpose of observing or viewing the sexual conduct, genitals, or nipple of the female breast of another person without that person's consent; or

3. Enters or remains unlawfully in or upon the premises of another for the purpose of observing or viewing the sexual conduct, genitals, or nipple of the female breast of another person without the person's consent; and

(b) The other person is in a place where a reasonable person would believe that his or her sexual conduct, genitals, or nipple of the female breast will not be observed, viewed, photographed, filmed, or videotaped without his or her knowledge.

(2) The provisions of subsection (1) of this section shall not apply to:

(a) A law enforcement officer during a lawful criminal investigation; or

(b) An employee of the Department of Corrections, the Department of Juvenile Justice, a private prison, a local jail, or a local correctional facility whose actions have been authorized for security or investigative purposes.

(3) Unless objected to by the victim or victims of voyeurism, the court on its own motion or on motion of the Commonwealth's attorney shall:

(a) Order the sealing of all photographs, film, videotapes, or other images that are introduced into evidence during a prosecution under this section or are in the possession of law enforcement, the prosecution, or the court as the result of a prosecution under this section; and

(b) At the conclusion of a prosecution under this section, unless required for additional prosecutions, order the destruction of all of the photographs, film, videotapes, or other images that are in possession of law enforcement, the prosecution, or the court.

(4) Voyeurism is a Class A misdemeanor.

Representative Graham moved that the House concur in the Senate Committee Substitute to **HB 133**. Agreed.

Representative Graham moved that **HB 133**, by way of Senate Committee Substitute, be passed.

On the roll call the vote was: **Yeas 93, Nays 0**. (See April 1, 2002, roll call on **HB 133** - Appendix)

HB 133, by way of Senate Committee Substitute, was passed and the title agreed to.

Representative Graham moved that the vote by which **HB 133**, by way of Senate Committee Substitute, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 338, with Senate Committee Substitute attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage for concurrence or non concurrence in Senate Amendment. Agreed.

The Senate Committee Substitute to **HB 338**, is as follows:

HB 338, AN ACT relating to body armor.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 16.220 is amended to read as follows:

(1) Subject to the duty to return confiscated firearms to innocent owners pursuant to KRS 500.090, all firearms confiscated by the Kentucky State Police and not retained for official use pursuant to KRS 500.090 shall be sold at public auction to federally licensed firearms dealers holding a license appropriate for the type of firearm sold. The Kentucky State Police shall transfer firearms that are to be sold to the Department of Finance, Division of Surplus Property, for sale. Proceeds of the sale shall be transferred to the account of the Department for Local Government for use as provided in subsection (3) of this section. Prior to the sale of any firearm, the Kentucky State Police shall make an attempt to determine if the firearm to be sold has been stolen or otherwise unlawfully obtained from an innocent owner and return the firearm to its lawful innocent owner, unless that person is ineligible to purchase a firearm under federal law.

(2) The Kentucky State Police shall receive firearms and ammunition confiscated by or abandoned to every law enforcement agency in Kentucky. The Kentucky State Police shall dispose of the firearms received in the manner specified in subsection (1) of this section. However, firearms which are not retained for official use, returned to an innocent lawful owner, or transferred to another government agency or public museum shall be sold as provided in subsections (1) and (3) of this section.

(3) The proceeds of firearms sales shall be utilized by the Department for Local Government to provide grants to city, county, charter county, and urban-county police *departments, university safety and security departments organized pursuant to KRS 164.950,*~~[and]~~ sheriff's departments for the purchase of body armor for sworn peace officers of those departments *and service animals, as defined in KRS 525.010, of those departments*. Body armor purchased by the department receiving grant funds shall meet or exceed the standards issued by the National Institute of Justice for body armor. No police or sheriff's department shall apply for a grant to replace existing body armor unless that body armor has been in actual use for a period of five (5) years or longer.

(4) The Kentucky State Police may transfer a machine gun, short-barreled shotgun, short-barreled rifle, silencer, pistol with a shoulder stock, any other weapon, or destructive device as defined by the National Firearms Act which is subject to registration under the National Firearms Act, and is not properly registered in the national firearms transfer records for those types of weapons, to the Bureau of Alcohol, Tobacco, and Firearms of the United States Department of the Treasury, after a reasonable attempt has been made to transfer the firearm to an eligible state or local law enforcement agency or to an eligible museum and no eligible recipient will take the firearm or weapon. National Firearms Act firearms and weapons which are properly registered and not returned to an innocent lawful owner or retained for official use as provided in this section shall be sold to properly licensed dealers under subsection (3) of this section.

Section 2. KRS 45A.047 is amended to read as follows:

(1) When an agency of Kentucky state government ***or a public university safety and security department organized pursuant to KRS 164.950*** disposes of firearms or ammunition owned by that agency, the disposition shall be by:

   (a) Public auction to persons who are eligible under federal law to purchase the type of firearm or ammunition;
   (b) Trade to the federally licensed firearms dealer providing new firearms or ammunition to the agency;
   (c) Transfer to another government agency or government-operated museum in Kentucky for official use or display; or
   (d) Sale to a retiring employee as authorized by law.

(2) If the firearms or ammunition are sold, the proceeds of the sale shall be utilized solely for the purchase of body armor ***for officers*** meeting or exceeding National Institute of Justice standards, firearms, ammunition, or range facilities, or a combination thereof, by the agency of government. The provisions of this subsection shall not apply to the Department of Fish and Wildlife.

(3) Body armor purchased for a service animal shall be purchased only for an animal owned by the law enforcement agency specified in subsection (1) of this section.

Representative Jenkins moved that the House concur in the Senate Committee Substitute to **HB 338**. Agreed.

Representative Jenkins moved that **HB 338**, by way of Senate Committee Substitute, be passed.

On the roll call the vote was: **Yeas 94, Nays 0**. (See April 1, 2002, roll call on **HB 338** - Appendix)

HB 338, by way of Senate Committee Substitute, was passed and the title agreed to.

Representative Jenkins moved that the vote by which **HB 338**, by way of Senate Committee Substitute, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 809, with Senate Committee Amendments attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage for concurrence or non concurrence in Senate Amendments. Agreed.

The Senate Committee Amendment No. 1 to **HB 809** is as follows:

HB 809, On page 1, line 24, and on page 2, on line 9, and on line 21 and continuing on line 22, and on page 4, on lines 5 and 20, and on page 5, on lines 4 and 13, by deleting "***have resulted***" and replacing it with "***will result***"; and

On page 1, line 25, and on page 2, on lines 9 and 22, and on page 4, on lines 5 and 20, and on page 5, on lines 4 and 14, after "***violation,***", by inserting "***, as abated,***".

Representative Childers moved that the House concur in Senate Committee Amendment No. 1 to **HB 809**. Agreed.

Representative Childers moved that **HB 809**, as amended by the Senate, be passed.

On the roll call the vote was: **Yeas 91, Nays 1**. (See April 1, 2002, roll call on **HB 809** - Appendix.)

HB 809, as amended by the Senate, was passed.

The Senate Committee Amendment No. 2 Title to **HB 809** is as follows:

HB 809, Amend title to read: "AN ACT relating to access for the abatement of a surface mining violation and declaring an emergency."

Representative Childers moved that the House concur in Senate Committee Amendment No. 2 Title to **HB 809**. Agreed.

Representative Childers moved that the vote by which **HB 809**, as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 106, with Senate Floor Amendments attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage for concurrence or non concurrence in Senate Amendments. Agreed.

The Senate Floor Amendment No. 2 to **HB 106** is as follows:

HB 106, On page 4, line 4 after "***administrative fee***" insert "***of the circuit clerk***";

On page 4, line 5 delete "***and shall be retained by the circuit clerk to defray administrative costs associated with this program***" and insert in lieu thereof "***which shall be deposited by the Administrative Office of the Courts into a trust and agency account for the circuit clerks and used for the purposes of hiring additional deputy clerks and providing salary adjustments to***

deputy clerks"; and

On page 4, line 11 delete "***circuit clerk***" and insert in lieu thereof "***Administrative Office of the Courts***".

Representative C. Belcher moved that the House concur in Senate Floor Amendment No. 2 to **HB 106**. Agreed.

The Senate Floor Amendment No. 3 to **HB 106** is as follows:

HB 106, On page 6, between lines 16 and 17, insert a new Section 2 to read as follows:

"Section 2. The Transportation Cabinet shall, within ten (10) calendar days of the effective date of this section, request a waiver from the Federal Highway Administration to establish a demonstration project that uses pigmented binder materials in the construction of school crosswalks. The Transportation Cabinet shall notify the Senate Veterans, Military Affairs, and Public Protection Committee as soon as a waiver has been granted by the Federal Highway Administration, and upon notification, the Senate Veterans, Military Affairs, and Public Protection Committee shall direct the cabinet where to conduct the demonstration project."; and

On page 6, line 17, delete line 17 in its entirety and insert in lieu thereof:

"Section 3. Section 1 of this Act takes effect January 1, 2003.".

Representative C. Belcher moved that the House concur in Senate Floor Amendment No. 3 to **HB 106**. Agreed.

Representative C. Belcher moved that **HB 106**, as amended by the Senate, be passed.

On the roll call the vote was: **Yeas 89, Nays 1**. (See April 1, 2002, roll call on **HB 106** - Appendix)

HB 106, as amended by the Senate, was passed.

The Senate Floor Amendment No. 4 Title to **HB 106** is as follows:

HB 106, On page 1, amend the title to read as follows:

"AN ACT relating to transportation.".

Representative C. Belcher moved that the House concur in Senate Floor Amendment No. 4 Title to **HB 106**. Agreed.

Representative C. Belcher moved that the vote by which **HB 106**, as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 190, with Senate Committee Amendment and Senate Floor Amendment attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage for concurrence or non concurrence in Senate Amendment. Agreed.

The Senate Committee Amendment No. 1 to **HB 190** is as follows:

HB 190, On page 9, line 9, by inserting "***and***" following the semicolon; and

On page 9, line 11, by deleting the underscored semicolon, and inserting an underscored period in lieu thereof; and

On page 9, by deleting lines 12 and 13 in their entirety.

Representative Weaver moved that the House concur in Senate Committee Amendment No. 1 to **HB 190**. Agreed.

The Senate Floor Amendment No. 3 to **HB 190** is as follows:

HB 190, On page 14, between lines 2 and 3, insert the following new section:

"Section 16. KRS 186.895 is amended to read as follows:

The cabinet shall prepare ***an annual***[~~biennially a~~] report on the program to be submitted to the Governor and the Legislative Research Commission and made available to the public for review during the cabinet's normal business hours. The report shall include the number and location of courses offered, the number of instructors approved, the number of students trained in various courses, ***the number of permits, licenses, and registrations issued, the amount of money collected by category for permits, licenses, and registrations,*** other information about program implementation as the cabinet shall deem appropriate, and an assessment of the overall impact of the program on motorcycle safety in the state. The report shall also provide a complete accounting of revenue receipts of the motorcycle safety education program fund and of all moneys expended under the program.

SECTION 17. A NEW SECTION OF KRS CHAPTER 186 IS CREATED TO READ AS FOLLOWS:

(1) The provisions of KRS 186.890(1) and (2) notwithstanding, all revenues from the collection of fees relating to the Motorcycle Safety Education Program Fund shall be utilized to provide motorcycle safety programs. The Transportation Cabinet shall not deduct administrative costs from the Motorcycle Safety Education Program Fund.

(2) The Transportation Cabinet shall report monthly to the Interim Joint Committee on Appropriations and Revenue on the revenues deposited into the Motorcycle Safety Education Program Fund, the expenditures incurred, and the available balance in the fund. In addition, the Transportation Cabinet shall identify the safety programs provided, the cost of the programs, location, and number of attendees."; and

On page 14, line 3, renumber "Section 16" as "Section 18"; and

On page 14, line 5, renumber "Section 17" as "Section 19"; and

On page 14, line 9, renumber "Section 18" as "Section 20".

Representative Weaver moved that the House concur in Senate Floor Amendment No. 3 to **HB 190**. Agreed.

Representative Weaver moved that **HB 190**, as amended by the Senate, be passed.

On the roll call the vote was: **Yeas 96, Nays 0**. (See April 1, 2002, roll call on **HB 190** - Appendix.)

HB 190, as amended by the Senate, was passed and the title agreed to.

Representative Weaver moved that the vote by which **HB 190**, as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

Recess

Representative Stumbo moved that the House recess for Conference Committee meetings. Agreed.

At the appointed hour, the Speaker resumed the Chair and called the House to order.

Orders of the Day (Continued)

A Free Conference Committee Report was filed on **HB 507**.

A Conference Committee Report was filed on **HB 174**.

Representative Stumbo moved the adoption of the following Conference Committee Report on **HB 174**. Agreed.

The Conference Committee on **HB 174** has met as provided in the Rules of the House and Senate and hereby reports the following be adopted: Cannot agree.

Signed: April 1, 2002 - Representatives R. Adams, Hoffman, Rader, Stumbo, and Webb; Senators Herron, Harris, Kelly, McGaha, and Worley. The above-named members, in separate votes by house, all concur in the provisions of this report.

The Conference Committee Report on **HB 174** was adopted by voice vote.

The Speaker announced the appointment of the previous appointed members of the Conference Committee to the Free Conference Committee on **HB 174**.

HB 202, with Senate Committee Substitute and Senate Committee Amendment attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage for concurrence or non concurrence in Senate Amendments. Agreed.

The Senate Committee Substitute to **HB 202**, is as follows:

HB 202, AN ACT relating to tuition assistance.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

SECTION 1. A NEW SECTION OF KRS CHAPTER 164 IS CREATED TO READ AS FOLLOWS:

The General Assembly of the Commonwealth of Kentucky finds and declares that it is in the best interests of the Commonwealth to encourage and support adults to adopt and provide foster care for children in the custody of the state. The General Assembly recognizes that a child whose care, custody, and control has been assumed by the Commonwealth as evidenced by termination of the rights of the biological parents and adoption from state custody or a custodial commitment to the Cabinet for Families and Children or the Department of Juvenile Justice is a special ward of the state and faces particular

challenges in pursuing higher education. Because it is the intent of the General Assembly to support adoption, foster parenting, and educational advancement, the purpose of Section 2 of this Act is to provide postsecondary education advancement opportunity for foster and adopted children who are or were wards of the state.

Section 2. KRS 164.2847 is amended to read as follows:

(1) Tuition and mandatory student fees for any ***undergraduate program of any Kentucky*** public postsecondary institution, including all four (4) year universities and colleges and institutions of the Kentucky Community and Technical College System, shall be waived for a Kentucky foster or adopted child who is a full-time ***or part-time*** student if[~~:~~

~~(a)~~] the student meets all entrance requirements ***and***[~~for the postsecondary institution;~~

~~(b) The student~~] maintains academic eligibility while enrolled at the postsecondary institution***,***[~~;~~] and ***if:***

[~~(c) The student is over age eighteen (18) and~~]

(a) The student's family receives state-funded adoption assistance under KRS 199.555;

(b) The student is currently ***committed to the Cabinet for Families and Children under KRS 610.010(4) and*** placed in ***a family*** foster ***home or is placed in accordance with KRS 605.090(3)***[~~care by the Cabinet for Families and Children or the Department of Juvenile Justice~~];

(c) The student is in an independent living program ***and the placement is funded by the Cabinet for Families and Children***;

(d) The student who is an adopted child was in the ***permanent legal*** custody of ***and placed for adoption by*** the Cabinet for Families and Children***. A student who meets the eligibility criteria of the paragraph and lives outside of Kentucky at the time of application to a Kentucky postsecondary institution may apply for the waiver up to the amount of tuition for a Kentucky resident***[~~or the Department of Juvenile Justice prior to being adopted by a family that resides in Kentucky~~]; or

(e) [~~was in the custody of~~]The Cabinet for Families and Children ***was the student's legal custodian***[~~or the Department of Juvenile Justice~~] on his or her eighteenth birthday.

(2) ***Tuition and mandatory student fees for any undergraduate program of any Kentucky public postsecondary institution, including all four (4) year universities and colleges and institutions of the Kentucky Community and Technical College System, shall be waived for a Department of Juvenile Justice foster child who is a full-time or part-time student if the student meets all entrance requirements and maintains academic eligibility while enrolled at the postsecondary institution and obtains a recommendation for participation from an official from the Department of Juvenile Justice, and if:***

(a) The student has not been sentenced to the Department of Juvenile Justice under KRS Chapter 640;

(b) The student has been committed to the Department of Juvenile Justice for a period of at least two (2) years;

(c) The student is in an independent living program and placement is funded by the Department of Juvenile Justice;

(d) The parental rights of the student's biological parents have been terminated; or

(e) The student was committed to the Cabinet for Families and Children prior to a commitment to the Department of Juvenile Justice.

(3) Upon request of the postsecondary institution, the Cabinet for Families and Children shall confirm the ***eligibility*** status ***under subsection (1) of this section and the Department of Juvenile Justice shall confirm the eligibility status and recommendations under subsection (2) of this section*** of the student seeking to participate in the waiver program. Release of this information shall not constitute a breach of confidentiality required by KRS ***199.570, 610.320, or*** 620.050.

(4)[~~(3)~~] The student shall complete the Free Application for Federal Student Aid to determine the level of need and eligibility for state and federal financial aid programs. If the sum of the tuition waiver plus other student financial assistance, except loans ***and the work study program under 42 U.S.C. sec. 2751-2756b***, from all sources exceeds the student's total cost of attendance, as defined in 20 U.S.C. sec. 1087ll, the tuition waiver shall be reduced by the amount exceeding the total cost of attendance.

(5)[~~(4)~~] The student shall be eligible for the tuition waiver:

(a) For entrance to the institution for a period of no more than four (4) years after the date of graduation from high school; and

(b) For a period of five (5) years after ***first*** admittance to ***any Kentucky***[~~an~~] institution if satisfactory progress is achieved or maintained.

(6)[~~(5)~~] ***The Cabinet for Families and Children shall report the number of students participating in the tuition waiver program under subsection (1) of this section and the Department of Juvenile Justice shall report the number of students participating in the tuition waiver program under subsection (2) of this section on October 1 each year to the Council on Postsecondary Education and the Legislative Research Commission.***

(7) The Council on Postsecondary Education shall report nonidentifying data on graduation rates of students participating in the tuition waiver program by November 30 each year to the Legislative Research Commission.

(8)[~~No later than six (6) months after June 21, 2001, the Cabinet for Families and Children shall promulgate administrative regulations in accordance with KRS Chapter 13A to implement provisions of subsection (2) of this section.~~

~~(6)~~] Nothing in this section shall be construed to:

(a) Guarantee acceptance of or entrance into any postsecondary institution for a foster or adopted child;

(b) Limit the participation of a foster or adopted ***student***[~~child~~] in any other program of financial assistance for postsecondary education;[~~ or~~]

(c) Require any postsecondary institution to waive costs or fees relating to room and board***; or***

(d) Restrict any postsecondary institution, the Department of Juvenile Justice, or the Cabinet for Families and Children from accessing other sources of financial assistance, except loans, that may be available to a foster or adopted student.

Section 3. KRS 605.090 is amended to read as follows:

(1) Unless precluded by law, any child committed to the Department of Juvenile Justice or the cabinet may by the decision of the Department of Juvenile Justice or the cabinet or its designee, at any time during the period of his commitment, be:

(a) Upon fourteen (14) days' prior written notice to the court, discharged from commitment. Written notice of discharge shall be given to the committing court and to any other parties as may be required by law;

(b) Placed in the home of the child's parents, in the home of a relative, a suitable foster home, or boarding home, upon such conditions as the Department of Juvenile Justice or the cabinet may prescribe and subject to visitation and supervision by a social service worker or juvenile probation and parole officer.

1. At the time a committed child is placed in the home of his parents by the Department of Juvenile Justice or the cabinet, the parents shall be informed in writing of the conditions of the placement and the criteria that will be used to determine whether removal is necessary***.***

2. At the time a committed child is placed anywhere other than the home of the child's parents, the cabinet or the Department of Juvenile Justice shall inform the foster home, the relative, or the governing authority of any private facility or agency in which the child has been placed whether the minor placed is a juvenile sexual offender as defined in KRS 635.505(2) or of any inappropriate sexual acts or sexual behavior by the child specifically known to the cabinet or Department of Juvenile Justice, and any behaviors of the child specifically known to the cabinet or Department of Juvenile Justice that indicate a safety risk for the placement. Information received by any private facility or agency under this paragraph shall be disclosed immediately and directly to the individual or individuals who have physical custody of the child.

3. If, after a placement is made, additional information is obtained by the cabinet or the Department of Juvenile Justice about inappropriate sexual behavior or other behavior of the committed child that may indicate a safety risk for the placement, the cabinet or the Department of Juvenile Justice shall as soon as practicable, but no later than seventy-two (72) hours after the additional information is received, inform the foster parent, relative, or private facility or agency. Additional information received by any private facility or agency shall be disclosed immediately and directly to the individual or individuals who have physical custody of the child.

4. Information disclosed under this paragraph shall be limited to the acts or behaviors of the committed child and shall not constitute a violation of confidentiality under KRS Chapter 610 or 620. No foster parent, relative, or other person caring for a committed child shall divulge the information received under this paragraph to persons who do not have a legitimate interest or responsibility relating to the case. A violation of this subparagraph is a Class B misdemeanor;

(c) Placed in one (1) of the facilities or programs operated by the Department of Juvenile Justice or the cabinet, except that no child committed under the provisions of KRS 610.010(1)(b), (c), or (d) shall be placed in a facility operated by the Department of Juvenile Justice for children adjudicated as a public offender unless the cabinet and the department agree, and the court consents, that the placement is in the best interest of the child and that the placement does not exceed a group home level;

(d) Placed in a child-caring facility operated by a local governmental unit or by a private organization willing to receive the child, upon such conditions as the cabinet may prescribe;

(e) Treated as provided in KRS Chapter 645;

(f) Following the transfer or placement of a child pursuant to paragraphs (b), (c), (d), or (e) of this subsection, the Department of Juvenile Justice or the cabinet shall, within fourteen (14) days, excluding weekends and holidays, give written notice to the court of the transfer, the placement, and the reasons therefor.

(2) No child ten (10) years of age or under shall be placed in a facility operated by the Department of Juvenile Justice for children adjudicated as public offenders;

(3) If a child committed to the cabinet as dependent, neglected, or abused is placed in the home of the child's parents, the child shall not be removed except in accordance with the following standards and procedures:

(a) If the social service worker believes that the committed child continues to be dependent, neglected, or abused, but immediate removal is unnecessary to protect the child from imminent death or serious physical injury, the casework situation and evidence shall be reviewed with his supervisor to determine whether to continue work with the family intact or to remove the child. There shall be documentation that the social service worker, prior to the court hearing, made an effort to contact the parents to inform them of the specific problems that could lead to removal so they have an opportunity to take corrective action. If the parents are unavailable or do not respond to attempts to communicate, the specific circumstances shall be documented;

(b) If it appears that the child's health or welfare or physical, mental, or emotional condition is subjected to or threatened with real and substantial harm and there is not reasonably available an alternative less drastic than removal of the child from the home, the cabinet shall petition the District Court to review the commitment pursuant to KRS 610.120 in relation to the cabinet's intention to remove the child from the parent's home. The petition shall set forth the facts which constitute the need for removal of the child. The court shall serve notice of the petition and the time and place of the hearing on the parents; however, the social service worker shall also contact the parents to ensure that they received the notice and are aware of the right to be represented by counsel. If the parents' whereabouts are unknown, notice may be mailed to the last known address of an adult who is a near relative. If the court fails to find that the child's health or welfare or physical, mental, or emotional condition is subjected to or threatened with real and substantial harm, or recommends a less drastic alternative that is reasonably available, the child shall not be removed from the parents' home;

(c) If a social service worker finds a committed, unattended child who is too young to take care of himself, the social service worker shall make reasonable efforts to arrange for an emergency caretaker in the child's home until the parents return or fail to return within a reasonable time. If no in-home caretaker is available for the child, the social service worker shall request any appropriate law enforcement officer to take the child into protective custody. If, after a reasonable time, it appears the child has been abandoned, the cabinet shall petition the District Court to review the case; or

(d) If there exist reasonable grounds to believe that the child is in danger of imminent death or serious physical injury or is being sexually abused and that the parents are unable or unwilling to protect the child, the social service worker shall, with the assistance of a law enforcement officer, immediately remove the child prior to filing a petition for review. Within seventy-two (72) hours after the removal, the cabinet shall file a petition for review in District Court pursuant to KRS 610.120 with a request for an expeditious hearing. If the court fails to find that the child's health or welfare or physical, mental, or emotional condition is subjected to or threatened with real and substantial harm, or recommends a less drastic alternative that is reasonably available, the child shall be returned to the parents' home.

(4) The cabinet or the Department of Juvenile Justice, as appropriate, shall notify the juvenile court of the county of placement with the conditions of supervised placement of each child placed in that county from one (1) of the residential treatment facilities operated by the Department of Juvenile Justice or the cabinet. Notice of the conditions of such placement may be made available by the court to any law enforcement agency.

(5) The person in charge of any home to which a child is probated, and the governing authority of any private facility or agency to which a child is committed, shall make such reports to the court as the court may require, and such reports as the Department of Juvenile Justice or the cabinet may require in the performance of its functions under the law. The Department of Juvenile Justice or the cabinet shall have the power to make such visitations and inspections of the homes, facilities, and agencies in which children who have committed public offenses have been placed as it deems necessary to carry out its functions under the law.

(6) The Department of Juvenile Justice or the cabinet shall provide a written transfer summary to the person in charge of any foster home or any governing authority of any private facility or agency in which the Department of Juvenile Justice or the cabinet has placed a child. The written summary shall include, at a minimum, demographic information about the child, a narrative statement detailing the child's prior placements, the length of time the child has been committed, a description of the services and assistance provided to the child or the child's family since the most current case plan, a copy of the current case plan for the child and the child's family, and a copy of the child's medical and educational passport, if available, provided that no information shall be provided that violates any statutory confidentiality requirements. ***The transfer summary shall state whether the child placed is a juvenile sexual offender as defined in KRS 635.505(2), and include information required under subsection (1) of this section.*** The transfer summary shall be provided by the Department of Juvenile Justice if it is responsible for the child, or the cabinet if it is responsible for the child, within seven (7) days of the placement of the child with the person, agency, or facility providing care to the child.

(7) The Department of Juvenile Justice may assist the courts in placing children who have committed public offenses in boarding homes, and, under agreements with the individual courts, may assume responsibility for making such placements. Counties may pay or contribute towards the expenses of maintaining such children and, to the extent authorized by the fiscal court, the Department of Juvenile Justice may incur obligations chargeable to the county for such expenses.

Representative Nunn moved that the House concur in the Senate Committee Substitute to **HB 202**. Agreed.

Representative Nunn moved that **HB 202**, by way of Senate Committee Substitute, be passed.

On the roll call the vote was: **Yeas 92, Nays 0**. (See April 1, 2002, roll call on **HB 202** - Appendix)

HB 202, by way of Senate Committee Substitute, was passed.

The Senate Committee Amendment No. 1 Title to **HB 202**, is as follows:

HB 202, By amending the title to read "AN ACT relating to foster and adopted children."

Representative Nunn moved that the House concur in the Senate Committee Amendment No. 1 Title to **HB 202**. Agreed.

Representative Nunn moved that the vote by which **HB 202**, by way of Senate Committee Substitute, as amended, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 376, with Senate Committee Substitute attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage for concurrence or non concurrence in the Senate Amendments. Agreed.

The Senate Committee Substitute to **HB 376**, is as follows:

HB 376, AN ACT relating to the Kentucky Board of Nursing.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

SECTION 1. A NEW SECTION OF KRS CHAPTER 314 IS CREATED TO READ AS FOLLOWS:

(1) If a licensee issues payment for a biennial license to the board by a bank check that is dishonored by the bank or financial institution upon which it is drawn and the licensee fails to reimburse the board for the amount of the check and any applicable fee within thirty (30) days of written notice from the board, the board may initiate action for the immediate temporary suspension of the license under Section 5 of this Act until the licensee pays the required fee and meets all requirements for reinstatement of the license. The board shall mail written notice of the dishonored check to the licensee's address on record with the board.

(2) A licensee whose license is suspended under subsection (1) of this section may request an emergency hearing under the provisions of KRS 13B.125.

(3) Nothing in this section shall supersede the provisions of KRS 314.091.

SECTION 2. A NEW SECTION OF KRS CHAPTER 314 IS CREATED TO READ AS FOLLOWS:

(1) Notwithstanding any provision of law to the contrary, upon receipt of a notice from the Cabinet for Families and Children that a nurse is in violation of KRS 205.712, the board shall issue an order suspending the nurse's license. If the individual is an applicant for licensure, the board shall issue a denial of licensure. The order shall constitute disciplinary action against the nurse or individual.

(2) Suspension of a license or denial of licensure under subsection (1) of this section shall continue until the Cabinet for Families and Children notifies the board that the nurse or individual is no longer in violation of KRS 205.712.

(3) A nurse shall not be entitled to a hearing before the board on a suspension of a license in child support cases administered by the Cabinet for Families and Children in accordance with 42 U.S.C. secs. 651 et seq.

(4) To reinstate a license suspended under this section, a nurse shall comply with all reinstatement requirements.

Section 3. KRS 314.026 is amended to read as follows:

(1) The board shall make nursing scholarships in schools of nursing and graduate programs in nursing available to Kentucky residents through the Kentucky nursing incentive scholarship fund, as set forth by KRS 314.025 to 314.027 and by administrative regulations of the board promulgated pursuant to KRS Chapter 13A.

(2) The board shall administer the Kentucky nursing incentive scholarship fund and may recover reasonable costs for administering the fund. The board shall be responsible for receiving and evaluating all applications for the scholarship made by persons who are bona fide residents of the Commonwealth and who desire to become nurses. The board shall evaluate each application to determine if the applicant complies with criteria for such scholarships as set forth in KRS 314.025 to 314.027 and in administrative regulations of the board.

(3) Applications from all persons determined to be qualified shall be forwarded to the ~~[Kentucky Nursing Incentive Scholarship Fund Committee to be comprised of six (6) members including three (3) registered nurses, one (1) of whom shall be nominated by the Kentucky Nurses Association; two (2) licensed practical nurses who shall be appointed by the board; and one (1) member of the]~~board. The ***board***~~[committee]~~ shall designate the persons to receive assistance and the amount thereof. Decisions of the ***board***~~[Kentucky Nursing Incentive Scholarship Fund Committee]~~ in these matters shall be final. Disbursement of funds shall be pursuant to a written contract between the board and the applicant.

(4) The yearly individual nursing scholarship award granted shall be determined annually by the ***board***[~~Kentucky Nursing Incentive Scholarship Fund Committee~~]. In determining the amount of the award and the number of scholarships to be granted, the ***board***[~~committee~~] shall use its best judgment and shall seek to maintain the scholarship funds for future use.

(5) Each recipient of a scholarship shall agree in the written contract to practice as a nurse in Kentucky for at least one (1) year for each academic year funded.

(6) The board shall establish a Kentucky Nursing Incentive Scholarship Fund Grant Review Committee composed of two (2) registered nurses and one (1) licensed practical nurse appointed by the board and one (1) member of the board who shall serve as chair of the committee. The committee shall review all proposals for nursing workforce competency development grants and make recommendations to the board. The board shall make the final decision on all grant proposals.

Section 4. KRS 314.085 is amended to read as follows:

(1) If the board has reasonable cause to believe that any licensee; applicant for licensure by examination, endorsement, reinstatement, or change of status; or holder of a temporary work permit is unable to practice with reasonable skill and safety or has abused alcohol or drugs, it may require the person to submit to a mental ***health, chemical dependency,*** or physical ***evaluation***[~~examination~~] by a ***licensed or certified practitioner designated by the board***[~~physician or psychologist it designated~~]. Upon the failure of the person to submit to a mental ***health, chemical dependency*** or physical ***evaluation***[~~examination~~], unless due to circumstances beyond the person's control, the board may initiate an action for immediate temporary suspension pursuant to KRS 314.089 or deny the application until the person submits to the required ***evaluation***[~~examination~~].

(2) Every licensee; applicant for licensure by examination, endorsement, reinstatement, or change of status; or holder of a temporary work permit shall be deemed to have given consent to submit to a mental ***health, chemical dependency,*** or physical ***evaluation***[~~examination~~] when so directed in writing by the board. The direction to submit to an ***evaluation***[~~examination~~] shall contain the basis of the board's reasonable cause to believe that the person is unable to practice with reasonable skill and safety, or has abused alcohol or drugs. The person shall be deemed to have waived all objections to the admissibility of the examining ***practitioner's***[~~physician's or psychologist's~~] testimony or examination reports on the ground of privileged communication.

(3) The licensee; applicant for licensure by examination, endorsement, reinstatement, or change of status; or holder of a temporary work permit shall bear the cost of any mental ***health, chemical dependency,*** or physical ***evaluation***[~~examination~~] ordered by the board.

Section 5. KRS 314.089 is amended to read as follows:

(1) The board's president or the president's designee may determine that immediate temporary suspension of a license against which disciplinary action or an investigation is pending is necessary in order to protect the public. When it appears that this action may be necessary, the executive director or the executive director's designee shall issue an emergency order suspending the nurse's license. Upon appeal of an emergency order, an emergency hearing shall be conducted in accordance with KRS 13B.125.

(2) No board member shall be disqualified from serving on a disciplinary action hearing panel for the reason that he has previously sat on a hearing panel considering temporary suspension of the same license.

(3) The board shall expedite disciplinary actions in which a license has been temporarily suspended.

(4) The order of immediate temporary suspension shall remain in effect until either ***reconsidered***[~~retracted~~] or superseded by final disciplinary action by the board. In cases where disciplinary action is imposed the board may additionally order that the temporary suspension continue in effect until the later of expiration of the time permitted for appeal or termination of the appellate process.

Section 6. KRS 314.171 is amended to read as follows:

(1) The board may establish an ***alternative to discipline program***[~~impaired nurses committee~~] to promote the early identification, intervention, treatment, and rehabilitation of nurses who may be impaired by reason of[~~ illness,~~] alcohol or drug abuse[~~, or as a result of any physical or mental condition~~]. ***In addition, the board may include in this program nurses or applicants who have practice competency deficits.***

(2) The board may enter into a contractual agreement with a nonprofit corporation, nursing professional organization, or similar organization for the purpose of creating, supporting, and maintaining an ***alternative to discipline program***[~~impaired nurses committee~~].

(3) The board may promulgate administrative regulations pursuant to KRS Chapter 13A to effectuate and implement ***an alternative to discipline program***[~~a committee~~] formed pursuant to this section.

(4) Beginning January 1, 1997, the board shall collect an assessment of five dollars ($5) to be added to each nurse licensure renewal application fee payable to the board, proceeds from which shall be expended on the operation of an ***alternative to discipline program***[~~impaired nurses committee~~] formed pursuant to this section.

(5) [~~Members of an impaired nurses committee formed pursuant to this section,~~]Any administrator, staff member, consultant, agent, volunteer, or employee of the ***alternative to discipline program***[~~committee~~] acting within the scope of their duties

and without actual malice, and all other persons who furnish information to the ***alternative to discipline program***[~~committee~~] in good faith and without actual malice, shall not be liable for any claim or damages as a result of any statement, decision, opinion, investigation, or action taken by the ***alternative to discipline program or staff***[~~committee or by any individual member of the committee~~].

(6) All information, interviews, reports, statements, memoranda, or other documents furnished to or produced by the ***alternative to discipline program***[~~impaired nurses committee~~], all communications to or from the ***alternative to discipline program***[~~committee~~], and all proceedings, findings, and conclusions of the ***alternative to discipline program***[~~committee~~] including those relating to intervention, treatment, or rehabilitation, which in any way pertain or refer to a nurse who is or may be impaired, shall be privileged and confidential.

(7) All records and proceedings of the ***alternative to discipline program***[~~committee~~] which pertain or refer to a nurse who is or may be impaired shall be privileged and confidential, shall be used by the ***alternative to discipline program, board members, or board staff***[~~committee and its members~~] only in the exercise of the proper function of the ***alternative to discipline program***[~~committee~~], shall not be considered public records, and shall not be subject to court subpoena, discovery, or introduction as evidence in any civil, criminal, or administrative proceedings except as described in subsection (8) of this section.

(8) The ***alternative to discipline program***[~~committee~~] may only disclose information relative to an impaired nurse if:

   (a) It is essential to disclose the information to persons or organizations needing the information in order to address the intervention, treatment, or rehabilitation needs of the impaired nurse;

   (b) The release is authorized in writing by the impaired nurse; or

   (c) The ***alternative to discipline program***[~~committee~~] is required to make a report to the board pursuant to KRS 314.031(4).

(9) The alternative to discipline program may order an examination or evaluation under Section 4 of this Act at any time following initial contact by a potential applicant to the program.

Section 7. The following KRS section is repealed:

164.2893 Faculty of associate degree registered nurse education program.

Representative Marzian moved that the House concur in the Senate Committee Substitute to **HB 376**. Agreed.

Representative Marzian moved that **HB 376**, by way of Senate Committee Substitute, be passed.

On the roll call the vote was: **Yeas 89, Nays 0**. (See April 1, 2002, roll call on **HB 376** - Appendix)

HB 376, by way of Senate Committee Substitute, was passed and the title agreed to.

Representative Marzian moved that the vote by which **HB 376**, by way of Senate Committee Substitute, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 521, with Senate Committee Substitute, Senate Committee Amendment, and Senate Floor Amendments attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage for concurrence or non concurrence in Senate Amendments. Agreed.

The Senate Committee Substitute to **HB 521**, is as follows:

HB 521, AN ACT relating to cemeteries.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 381.231 is amended to read as follows:

(1) A "trespasser" means any person who enters or goes upon the real estate of another without any right, lawful authority or invitation, either expressed or implied, but does not include persons who come within the scope of the "attractive nuisance" doctrine.

(2) An owner of real estate means any person who possesses any interest in real estate or any lawful occupant of real estate***, including a burial ground***.

(3) "Burial ground" means any public or privately owned parcel of land upon which a person or persons are interred or buried.

Section 2. KRS 381.697 is amended to read as follows:

(1) Every cemetery in Kentucky except private family cemeteries shall be maintained by its legal owner or owners, without respect to the individual owners of burial plots in the cemetery, in such a manner so as to keep the burial grounds or cemetery free of growth of weeds, free from accumulated debris, displaced tombstones or other signs and indication of vandalism or gross neglect.

(2) The owner or owners of public or private burial grounds, regardless of size or number of graves, shall protect the burial grounds from desecration or destruction as stipulated in KRS 525.115(1)(a), (b), or (c) or from being used for dumping grounds, building sites, or any other use which may result in the burial grounds being damaged or destroyed. The provisions of this subsection shall not apply to the owner or owners of public or private burial grounds when the public or private burial grounds have been desecrated, damaged, or destroyed as the result of a crime by another as defined by KRS 500.080.

SECTION 3. A NEW SECTION OF KRS CHAPTER 67 IS CREATED TO READ AS FOLLOWS:

(1) A county acting under authority of this section may by ordinance create a county cemetery board that may apply to the Department for Local Government for grants to restore and maintain nonprofit cemeteries that do not receive perpetual care funds pursuant to KRS 367.962.

(2) The county cemetery boards shall meet three (3) times annually in space provided by the fiscal court and shall have five (5) volunteer members with no more than three (3) representing the same political party. Members shall be appointed by the county judge/executive with approval of the fiscal court, shall have lived in the county for at least one (1) year prior to appointment, and shall have demonstrated an interest in cemetery preservation, genealogy, local history, or a related area.

SECTION 4. A NEW SECTION OF KRS CHAPTER 67 IS CREATED TO READ AS FOLLOWS:

(1) The Department for Local Government shall establish a county cemetery fund to receive appropriations, gifts, grants, federal funds, revolving funds, and any other funds from public and private sources.

(a) Moneys deposited in the fund shall be disbursed by the State Treasurer and any unallocated or unencumbered balances in the fund shall be invested as provided in KRS 42.500(9).

(b) Income earned from investment including unalloted or unencumbered balances in the fund shall not lapse, shall be returned to the Department for Local Government, and may be redistributed to other counties.

(2) The Department for Local Government shall promulgate administrative regulations related to responsibilities of the boards, grant appropriation amounts and eligible expenditures, application and reporting procedures, accountability criteria for grant recipients, and other issues of importance to the board's operation.

SECTION 5. A NEW SECTION OF KRS CHAPTER 307 IS CREATED TO READ AS FOLLOWS:

(1) In any instance where the operator of any cemetery is informed or becomes aware that it has improperly interred or has allowed to be improperly interred a body or cremated remains, including but not limited to interment in the wrong space, the burial container shall be disinterred and properly reinterred.

(2) Prior to disinterment and proper reinterment of the body or cremated remains, the cemetery shall give reasonable notice to the next of kin of the deceased and, if requested, the owner of the burial space, informing them of the improper interment and the agreed upon date of the disinterment and proper reinterment.

(3) The expense of the disinterment and proper reinterment shall be paid by the cemetery in which the body or cremated remains were improperly interred.

Section 6. KRS 525.105 is amended to read as follows:

(1) A person is guilty of desecration of venerated objects in the first degree when, other than authorized by law, he intentionally excavates or disinters human remains for the purpose of commercial sale or exploitation of the remains themselves or of objects buried contemporaneously with the remains.

(2) Desecration of venerated objects in the first degree is a Class *C*~~[D]~~ felony.

Section 7. KRS 525.115 is amended to read as follows:

(1) A person is guilty of violating graves when he intentionally:

(a) Mutilates the graves, monuments, fences, shrubbery, ornaments, grounds, or buildings in or enclosing any cemetery or place of sepulture; or

(b) Violates the grave of any person by destroying, removing, or damaging the headstone or footstone, or the tomb over the enclosure protecting any grave; or

(c) Digs into or plows over or removes any ornament, shrubbery, or flower placed upon any grave or lot.

(2) The provisions of subsection (1) of this section shall not apply to ordinary maintenance and care of a cemetery nor the removal and relocation of graves pursuant to procedures authorized by and in accordance with applicable statutes.

(3) Violating graves is~~[a Class A misdemeanor for the first offense and]~~ a Class D felony~~[for each subsequent offense]~~.

(4) The court shall order the defendant to restore the cemetery to its pre-damage condition.

Representative Damron moved that the House concur in the Senate Committee Substitute to **HB 521**. Agreed.

The Senate Floor No. 2 to **HB 521** is as follows:

HB 521, On page 1, after line 23 and before line 24, add the following language:

"*(3) The owner or owners of private burial grounds shall be required to construct cemetery protection structures only if the burial ground is located in a county with a county cemetery board and if the board provides compensation to the private burial ground owner for supplies, labor, and other expenses associated with such construction.*".

Representative Damron moved that the House concur in Senate Floor Amendment No. 2 to **HB 521**. Agreed.

The Senate Floor Amendment No. 4 to **HB 521** is as follows:

HB 521, On Page 4, after Line 6 by inserting the following:

"Section 8. KRS 525.120 is amended to read as follows:

(1) A person is guilty of abuse of a corpse when except as authorized by law he intentionally treats a corpse in a way that would outrage ordinary family sensibilities. *A person shall also be guilty of abuse of a corpse if that person enters into a contract and accepts remuneration for the preparation of a corpse for burial or the burial or cremation of a corpse and then deliberately fails to prepare, bury, or cremate that corpse in accordance with that contract.*

(2) Abuse of a corpse is a Class A misdemeanor, unless the act attempted or committed involved sexual intercourse or deviate sexual intercourse with the corpse *or the deliberate failure to prepare, bury, or cremate a corpse after the acceptance of remuneration in accordance with any contract negotiated*, in which case it is a Class D felony."

Representative Damron moved that the House concur in Senate Floor Amendment No. 4 to **HB 521**. Agreed.

Representative Damron moved that **HB 521**, by way of Senate Committee Substitute, as amended by the Senate be passed.

On the roll call the vote was: **Yeas 91, Nays 3**. (See April 1, 2002, roll call on **HB 521** - Appendix)

HB 521, by way of Senate Committee Substitute, as amended by the Senate, was passed.

The Senate Committee Amendment No. 1 Title to **HB 521** is as follows:

HB 521, Amend the title to read as follows: "AN ACT relating to the disposition of human remains."

Representative Damron moved that the House concur in Senate Committee Amendment No. 1 Title to **HB 521**. Agreed.

Representative Damron moved that the vote by which **HB 521**, by way of Senate Committee Substitute, as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 595, with Senate Committee Substitute attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage for concurrence or non concurrence in Senate Amendment. Agreed.

The Senate Committee Substitute to **HB 595**, is as follows:

HB 595, AN ACT relating to voluntary criminal history checks at nonpublic schools.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

SECTION 1. A NEW SECTION OF KRS CHAPTER 160 IS CREATED TO READ AS FOLLOWS:

(1) (a) Beginning with the 2002-2003 school year, a private, parochial, or church school that has voluntarily been certified by the Kentucky Board of Education in accordance with the provisions of KRS 156.160(3) may require a national and state criminal background check on all new certified hires in the school and student teachers assigned to the school. Certified individuals who were employed in another certified position in a Kentucky school within six (6) months of the date of the hire and who had previously submitted to a national and state criminal background check for previous employment may be excluded from further national or state criminal background checks.

(b) The national criminal history background check shall be conducted by the Federal Bureau of Investigation. The state criminal history background check shall be conducted by the Kentucky State Police or the Administrative Office of the Courts.

(c) All fingerprints requested under this section shall be on an applicant fingerprint card provided by the Kentucky State Police. The fingerprint cards shall be forwarded to the Federal Bureau of Investigation by the Kentucky State Police after a state criminal background check has been conducted. Any fee charged by the Kentucky State Police, the Administrative Office of the Courts, or the Federal Bureau of Investigation shall be an amount

no greater than the actual cost of processing the request and conducting the search.

(2) If a school requires a criminal background check for a new hire, the school shall conspicuously include the following disclosure statement on each application or renewal form provided by the employer to an applicant for a certified position: "STATE LAW AUTHORIZES THIS SCHOOL TO REQUIRE A CRIMINAL HISTORY BACKGROUND CHECK AS A CONDITION OF EMPLOYMENT FOR THIS TYPE OF POSITION."

(3) (a) A nonpublic school voluntarily implementing the provisions of this chapter may choose not to employ any person who is a violent offender as defined by KRS 17.165(2), has been convicted of a sex crime which is classified as a felony as defined by KRS 17.165(1), or has committed a violent crime as defined in 17.165(3). A nonpublic school may employ, at its discretion, persons convicted of sex crimes classified as a misdemeanor.

(b) If a school term has begun and a certified position remains unfilled or if a vacancy occurs during a school term, a nonpublic school implementing the provisions of this chapter may employ an individual who will have supervisory or disciplinary authority over minors on probationary status pending receipt of a criminal history background check.

(c) Employment at a nonpublic school implementing the provisions of this chapter may be contingent on the receipt of a criminal history background check documenting a record as a violent offender, of a sex crime, or of a violent crime as defined in KRS 17.165.

(d) Nonpublic schools implementing the provisions of this chapter may terminate probationary employment under this section upon receipt of a criminal history background check documenting a record as a violent offender, of a sex crime, or of a violent crime as defined in KRS 17.165.

Representative Draud moved that the House concur in the Senate Committee Substitute to **HB 595**. Agreed.

Representative Draud moved that **HB 595**, by way of Senate Committee Substitute, be passed.

On the roll call the vote was: **Yeas 94, Nays 0**. (See April 1, 2002, roll call on **HB 595** - Appendix)

HB 595, by way of Senate Committee Substitute, was passed and the title agreed to.

Representative Draud moved that the vote by which **HB 595**, by way of Senate Committee Substitute, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 487, with Senate Floor Amendment attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage for concurrence or non concurrence in Senate Amendments. Agreed.

The Senate Floor Amendment No. 3 to **HB 487** is as follows:

HB 487, On page 19, delete all the new language on lines 3 and 4 and insert in lieu thereof: "***The defending attorney may request to be heard ex parte and on the record with regard to using private facilities under subsection (1) of this section. If the defending attorney so requests, the court shall conduct the hearing ex parte and on the record.***"; and

On page 20, line 7, after "subsections" insert "*(4) and (5)*" and bracket and strike through "(2) and (3)".

Representative Stein moved that the House concur in Senate Floor Amendment No. 3 to **HB 487**. Agreed.

Representative Stein moved that **HB 487**, as amended by the Senate, be passed.

On the roll call the vote was: **Yeas 91, Nays 0**. (See April 1, 2002, roll call on **HB 487** - Appendix)

HB 487, as amended by the Senate, was passed and the title agreed to.

Representative Stein moved that the vote by which **HB 487**, as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 637, with Senate Committee Amendment and Senate Floor Amendments attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage for concurrence or non concurrence in Senate Amendment. Agreed.

The Senate Committee Amendment No. 1 to **HB 637** is as follows:

HB 637, On page 46, line 3 by deleting "*2003*" and inserting "*2007*" in lieu thereof.

Representative Rasche moved that the House concur in Senate Committee Amendment No. 1 to **HB 637**. Agreed.

The Senate Floor Amendment No. 4 to **HB 637** is as follows:

HB 637, On page 37, by deleting lines 22 through 24 and inserting the following in lieu thereof:

"***2002-2004 $4,406,000 $9,213,400 in 2003-2004***
$21,405,600 through 2021-2022
and
$11,204,000 in 2022-2023"; and

On page 38, by deleting lines 12 through 14 and inserting the following in lieu thereof:

"***2002-2004 $694,800 $1,451,800 in 2003-2004***
$3,375,900 through 2016-2017
and
$2,027,800 in 2017-2018"; and

On page 38, by deleting lines 23 through 24 and inserting the following in lieu thereof:

"***2002-2004 $3,668,400 $7,636,700 through 2021-2022***
and
$3,968,300 in 2022-2023"; and

On page 39, by deleting line 1; and

On page 39, lines 11 and 12 by deleting the new language and removing the brackets and strike-throughs; and

On page 39, line 12 after the word "employer" by inserting the following:

"***plus an additional two and forty-five hundredths percent (2.45%) for fiscal years 2003 and 2004. Beginning fiscal year 2005 and each year thereafter, each employer shall contribute an amount equal to the employer contribution provided under Section 20 of this Act***".

Representative Rasche moved that the House concur in Senate Floor Amendment No. 4 to **HB 637**. Agreed.

The Senate Floor Amendment No. 5 to **HB 637** is as follows:

HB 637, On page 62, line 3, by deleting "***thirty thousand dollars ($30,000)***" and inserting "***forty thousand dollars ($40,000)***" in lieu thereof; and

On page 62, line 6, by deleting "***thirty thousand dollars ($30,000)***" and inserting "***forty thousand dollars ($40,000)***" in lieu thereof; and

On page 62, line 10, by deleting "***thirty***"; and

On page 62, line 11, by deleting "***thousand dollars ($30,000)***" and inserting "***forty thousand dollars ($40,000)***" in lieu thereof; and

On page 62, line 12, by deleting "***thirty thousand dollar ($30,000)***" and inserting "***forty thousand dollar ($40,000)***" in lieu thereof.

Representative Rasche moved that the House concur in Senate Floor Amendment No. 5 to **HB 637**. Agreed.

The Senate Floor Amendment No. 6 to **HB 637** is as follows:

HB 637, On page 1, line 22, delete "***33***" and insert "***32***" in lieu thereof; and

On page 2, line 8, after "***161.520,***" delete "***and Sections 22, 31, and 32***" and insert in lieu thereof "***KRS 161.663, and Sections 22 and 31***"; and

On page 44, line 15, delete "***33***" and insert "***32***" in lieu thereof; and

On page 44, line 17, delete "***Section 32 of this Act***" and insert in lieu thereof "***KRS 161.663***"; and

On page 64, delete lines 19 through 27 in their entirety; and

On page 65, delete line 1 in its entirety; and

Renumber subsequent sections accordingly.

Representative Rasche moved that the House concur in Senate Floor Amendment No. 6 to **HB 637**. Agreed.

Representative Rasche moved that **HB 637**, as amended by the Senate, be passed.

On the roll call the vote was: **Yeas 94, Nays 0**. (See April 1, 2002, roll call on **HB 637** - Appendix.)

HB 637, as amended by the Senate, was passed and the title agreed to.

Representative Rasche moved that the vote by which **HB 637**, as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

SB 193, with Committee Substitute, Committee Amendment and Floor Amendments attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Stumbo moved that the rules be suspended to consider Floor Amendment No. 7 to the Committee Substitute to **SB 193**. Agreed.

Representative Weaver moved the adoption of the Committee Substitute to **SB 193**. Agreed.

Representative A. Arnold moved the adoption of Floor Amendment No. 3 to the Committee Substitute to **SB 193**. Agreed.

Representative Wilkey moved the adoption of Floor Amendment No. 5 to the Committee Substitute to **SB 193**. Agreed.

Representative Stumbo moved the adoption of Floor Amendment No. 7 to the Committee Substitute to **SB 193**. Agreed.

Representative Weaver moved that **SB 193**, by way of Committee Substitute as amended, be passed.

On the roll call the vote was: **Yeas 95, Nays 0**. (See April 1, 2002, roll call on **SB 193** - Appendix.)

SB 193, by way of Committee Substitute as amended, was passed.

Representative Stumbo moved that the rules be suspended to consider Floor Amendment No. 6 Title to **SB 193**. Agreed.

Representative Stumbo moved the adoption of Floor Amendment No. 6 Title to **SB 193**. Agreed.

Representative Stumbo moved that the vote by which **SB 193**, by way of Committee Substitute as amended, was passed be reconsidered and said motion be placed on the table. Agreed.

SB 219 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Westrom moved that **SB 219** be passed.

On the roll call the vote was: **Yeas 93, Nays 0**. (See April 1, 2002, roll call on **SB 219** - Appendix.)

SB 219 was passed and the title agreed to.

Representative Westrom moved that the vote by which **SB 219** was passed be reconsidered and said motion be placed on the table. Agreed.

SB 262, with Committee Substitute and Floor Amendment attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Vincent moved the adoption of the Committee Substitute to **SB 262**. Agreed.

Representative Vincent moved the adoption of Floor Amendment No. 1 to the Committee Substitute to **SB 262**.

Representative Lindsay inquired whether Floor Amendment No. 1 to the Committee Substitute to **SB 262** is germane.

The Speaker ruled that Floor Amendment 1 to the Committee Substitute to **SB 262** is germane.

Representative Vincent moved the adoption of Floor Amendment No. 1 to the Committee Substitute to **SB 262**. Agreed.

Representative Vincent moved that **SB 262**, by way of Committee Substitute as amended, be passed.

On the roll call the vote was: **Yeas 90, Nays 5**. (See April 1, 2002, roll call on **SB 262** - Appendix.)

SB 262, by way of Committee Substitute as amended, was passed and the title agreed to.

Representative Vincent moved that the vote by which **SB 262**, by way of Committee Substitute as amended, was passed be reconsidered and said motion be placed on the table. Agreed.

SB 238, with Committee Substitute, Committee Amendment, and Floor Amendments attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Collins moved the adoption of the Committee Substitute to **SB 238**. Agreed.

Representative Collins moved that **SB 238**, by way of Committee Substitute, be passed.

Representative Palumbo moved the adoption of Floor Amendment No. 5 to the Committee Substitute to **SB 238**.

Representative Crimm inquired whether Floor Amendment No. 5 to the Committee Substitute to **SB 238** is germane.

The Speaker ruled that Floor Amendment No. 5 to **SB 238** is not germane.

Representative J. Lee moved the adoption of Floor Amendment No. 2 to the Committee Substitute to **SB 238**. Agreed.

Representative Collins moved that **SB 238**, by way of Committee Substitute as amended, be passed.

On the roll call the vote was: **Yeas 91, Nays 2**. (See April 1, 2002, roll call on **SB 238** - Appendix.)

SB 238, by way of Committee Substitute as amended, was passed.

Representative Collins moved the adoption of Floor Amendment No. 3 Title to **SB 238**. Agreed.

Representative Collins moved that the vote by which **SB 238**, by way of Committee Substitute as amended, was passed be reconsidered and said motion be placed on the table. Agreed.

SB 80, with Committee Substitute attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Stumbo moved that **SB 80** be returned to the Orders of the Day and retain its position therein. Agreed.

SB 142, with Committee Substitute and Committee Amendment attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Marzian moved the adoption of the Committee Substitute to **SB 142**. Agreed.

Representative Marzian moved that **SB 142**, by way of Committee Substitute, be passed.

On the roll call the vote was: **Yeas 89, Nays 1**. (See April 1, 2002, roll call on **SB 142** - Appendix.)

SB 142, by way of Committee Substitute, was passed.

Representative Marzian moved the adoption of Committee Amendment No. 1 Title to **SB 142**. Agreed.

Representative Marzian moved that the vote by which **SB 142**, by way of Committee Substitute, as amended, was passed be reconsidered and said motion be placed on the table. Agreed.

Representative Stumbo moved to suspend the rules to introduce and consider a resolution. Agreed.

Introduction of Bills and Resolutions (Continued)

HCR 283, by Representative Stumbo: A CONCURRENT RESOLUTION adjourning the General Assembly until April 15, 2002.

Motions, Petitions, and Communication

Representative Stumbo moved the adoption of the following **HCR 283**:

HCR 283, A CONCURRENT RESOLUTION adjourning the General Assembly until April 15, 2002.

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky, the Senate concurring therein:

Section 1. When the House of Representatives and the Senate adjourn on Tuesday, April 2, 2002, they do so to convene again on Monday, April 15, 2002, at a time to be set by motion upon adjournment.

There being no objection **HCR 283** was adopted.

Representative Stumbo moved that **SB 210** be taken from the Committee on Rules and placed in the Orders of the Day for Tuesday, April 2, 2002. Agreed.

Representative Stumbo moved that the following Bills and Resolutions be recommitted:

Appropriations and Revenue: **HCR 218, HB 384, HB 819, HB 768, SB 56, SB 132, HB 600, HB 432, SB 111, SB 254, HB 840, HCR 239, SB 150,** and **SB 180**. Agreed.

Representative Stumbo moved to suspend the rules for the Introduction of resolutions. Agreed.

Introduction of Bills and Resolutions (Continued)

HR 282, by Representative Bowling: A RESOLUTION adjourning the House of Representatives in honor of the Washington County High School cheerleaders.

HR 284, by Representative Pasley: A RESOLUTION adjourning the House of Representatives in loving memory and honor of Seagle Todd.

HCR 285, by Representative Rasche: A CONCURRENT RESOLUTION confirming the appointment of Stephen B. Catron to the Governor's Postsecondary Education Nominating Committee.

HCR 286, by Representative Rasche: A CONCURRENT RESOLUTION confirming the appointment of LaVerne M. Waldrop to the Governor's Postsecondary Education Nominating Committee.

HR 287, by Representatives Nunn, Marzian, Burch, Vincent, J. Lee, Wilkey, and Stein: A RESOLUTION recognizing and honoring the First Lady, Mrs. Judi Patton, as a "Legislative Champion for Women and Children."

Motions, Petitions, and Communications (Continued)

Representative Crenshaw moved the adoption of the following **Legislative Citation No. 130**.

The House of Representatives of the Commonwealth of Kentucky hereby adjourns this legislative day in honor of Mrs. Mary Brown and joins with Representative Jesse Crenshaw in expressing profound gratitude to this outstanding citizen for her valuable contributions to Lexington, Fayette County, the Commonwealth and our Nation. A faithful member of Consolidated Baptist Church, this loving and devoted mother has truly lived a life of charity toward all her fellow human beings. Active in voter registration, voter education and in support of numerous elected officials, she is commended for her diligent efforts to help elect mayors, council persons, judges, state representatives, state senators, governors and presidents. Whereas, the strength of our society depends on the commitment of those who are willing to give abundantly of those personal offerings that make a positive difference in the lives of others, Mrs. Mary Brown is commended for serving as a shining example of good citizenship whose good deeds have consistently contributed to the common good and is extended expressions of deepest appreciation for having given generously of her time, energy and talents to benefit others for decades. Done in Frankfort, Kentucky, this first day of April, in the year two thousand and two.

Legislative Citation No. 130 was adopted without objection.

Representative Stein moved the adoption of the following **HR 281**:

HR 281, A RESOLUTION adjourning the House of Representatives in loving memory and honor of Daniel C. Seaver.

With deepest respect and admiration, we pay homage and tribute to Daniel C. Seaver, and we pause in silent reverence for his soul.

WHEREAS, Daniel C. Seaver was born on October 5, 1946, a native of Hinsdale, Illinois, and longtime resident of

Lexington, Fayette County, Kentucky, and he traversed these earthly bounds on February 1, 2002; and

WHEREAS, Daniel C. Seaver was the loving son of Alice Seaver and the late Robert Seaver, he was the devoted husband of Cynthia Womack Seaver, and he was the adored father of a daughter, Nancy Seaver, and twin sons, Robert and James Seaver, all of Lexington, and he is also survived by three brothers and a sister; and

WHEREAS, Daniel C. Seaver graduated from Middle Tennessee State University, and he received his master's degree from the University of Kentucky; and

WHEREAS, Daniel C. Seaver was an active and involved member of the Fayette County community where he was held in high esteem by the students and faculty of the University of Kentucky; and during his tenure with the University of Kentucky, he held many leadership positions, including assistant Dean of Admissions and Student Affairs and assistant Adjunct Professor in the University of Kentucky College of Dentistry, and he also served on numerous committees at the A. B. Chandler Medical Center; and he was an advocate of the University of Kentucky's chapters of the American Student Dental Association, the Hispanic Dental Association, and the American Association of Women Dentists, as well as other committees and national organizations; and

WHEREAS, Daniel C. Seaver served his country with pride and honor in the United States Army, he was a Scout Master with the Boy Scouts of America, and he was president of the Cherokee Park Neighborhood Association in Lexington; and

WHEREAS, the passing of Daniel C. Seaver has left a void that cannot be filled, and he is mourned across the length and breadth of the Commonwealth;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. The House of Representatives does hereby express its profound sense of sorrow upon the passing of Daniel C. Seaver, and extends to his family and friends its most heartfelt sympathy.

Section 2. When the House of Representatives adjourns this day, it does so in loving memory and honor of Daniel C. Seaver.

Section 3. The Clerk of the House of Representatives is hereby directed to transmit a copy of this Resolution to Mrs. Cynthia Womack Seaver, 112 Cherokee Park, Lexington, Kentucky 40503.

There being no objection **HR 281** was adopted.

Representative Nunn moved the adoption of the following **HR 227**:

HR 227, A RESOLUTION recognizing the month of April as Child Abuse Prevention Month.

WHEREAS, National Child Abuse Prevention Month has been observed each April since its first presidential proclamation in 1983; and

WHEREAS, approximately 3 million children are reported abused or neglected in the United States each year; and

WHEREAS, 72,276 children were reported abused or neglected in Kentucky in 2001; and

WHEREAS, child abuse is a community problem and finding solutions depends on involvement among people throughout the community; and

WHEREAS, a growing body of evidence links child abuse and neglect with harmful consequences for society; and

WHEREAS, the effects of child abuse are felt by whole communities and need to be addressed by the entire community; and

WHEREAS, effective child abuse prevention programs succeed because of partnerships created among social service agencies, schools, religious communities, civic organizations, law enforcement agencies, and the business community; and

WHEREAS, the official recognition of National Child Abuse Prevention Month by the Commonwealth of Kentucky affords child abuse prevention advocates an opportunity to coordinate their efforts and to educate the public in unison; and

WHEREAS, all citizens should become more aware of the negative effects of child abuse, become more aware of strategies for the prevention of child abuse within the community, and become involved in supporting parents to raise their children in a safe, nurturing environment;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. The House of Representatives does hereby proclaim the month of April as Child Abuse Prevention Month in the Commonwealth of Kentucky, and calls upon all citizens, community agencies, religious communities, civic organizations, and businesses to increase their participation in efforts to prevent child abuse, thereby strengthening the communities in which we live.

Section 2. The Clerk of the House of Representatives is hereby directed to transmit copies of this Resolution to Ms. Carol E. Jordan, Executive Director, Governor's Office of Child Abuse and Domestic Violence Services; and to Ms. Jill Seyfred, Executive Director, Prevent Child Abuse Kentucky, 489 East Main Street, Lexington, Kentucky 40507.

There being no objection **HR 227** was adopted.

Representative Bowling moved the adoption of the following **HR 282**:

HR 282, A RESOLUTION adjourning the House of Representatives in honor of the Washington County High School cheerleaders.

WHEREAS, the Washington County High School cheerleaders won their first state championship when they captured the State Medium Co-Ed division at the Kentucky Association of Pep Organization Sponsors which was held in Bowling Green on March 23, 2002; and

WHEREAS, the Washington County High School cheerleaders have shown great determination, skill, and spirit in capturing this championship, and cheerleading coaches Amy Jo Sims and Jason Sykes are to be commended for their training excellence; and

WHEREAS, the House of Representatives is proud and honored to recognize Washington County High School cheerleading members Alison Abell; Bobbie Jo Abston; Tara Bishop; Christy Bobblitt; Megan Bugg; Megan Burns; Laura Bystrek; Kristen Hahn; Anne Thomas Haydon; Ben Haydon; Stephanie Russell; Jennifer Kelly; Loren McRay; Patricia O'Bryan; Elaine Smith; Molly Smith; Adelle Taylor; and Laura Leigh Terrell;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. The House of Representatives does hereby commend and salute the Washington County High School cheerleaders for their superlative skills when they captured the State Medium Co-Ed division at the Kentucky Association of Pep Organization Sponsors. These outstanding cheerleaders best exemplify the finest qualities so inherent in the youth of the Commonwealth of Kentucky. We wish them continued success in all future endeavors.

Section 2. When the House of Representatives adjourns this day, it does so in honor of the Washington County High School cheerleaders.

Section 3. The Clerk of the House of Representatives is hereby directed to transmit a copy of this Resolution to Mr. Joseph Payne, Principal, Washington County High School, 601 Lincoln Park Road, Springfield, Kentucky 40069.

There being no objection **HR 282** was adopted.

Representative Meeks moved the adoption of the following **HR 261**:

HR 261, A RESOLUTION adjourning the House of Representatives in honor of Charles W. Nesby, Jr., upon his recent appointment as Director of the Department of Veterans Affairs Center for Minority Veterans in Washington, D. C.

WHEREAS, Charles W. Nesby, Jr., graduated from North Central College in Naperville, Illinois, with a bachelor's degree in economics, political science, and history; and he earned a master's degree in public administration from the Industrial College of the Armed Forces at Fort McNair in Washington, D. C.; and

WHEREAS, Charles W. Nesby, Jr., is a second-generation fighter pilot, named after his father, Charles W. Nesby, Sr., who was one of the famous Tuskegee airmen during World War II; and

WHEREAS, Charles W. Nesby, Jr., reported to Aviation Officer Candidate School in Pensacola, Florida, in June of 1973, and he is the first African-American regimental commander in the history of the Aviation Officer Candidate School; he received his wings as a naval aviator in January, 1975; and following deployments to the Western Pacific and Mediterranean, he completed pilot training for the Navy F-14A Tomcat fighter; from August 1978 until September 1981, he completed two deployments aboard the USS America, and during this tour, he graduated from the United States Navy Fighter Weapons School (Topgun) and he was a distinguished graduate in the Maritime Air Superiority syllabus (Topscore), serving as an instructor pilot, operations officer, and readiness officer from 1981-89; and

WHEREAS, in September, 1993, Charles W. Nesby, Jr., assumed dual duties as director of Air Force and Navy Requirements, Joint Primary Aircraft Training System, and Director of the Joint Cockpit Office/Wright Laboratories, Wright-Patterson Air Force Base in Ohio; and he served as commander of Strike Training Air Wing Two in Kingsville, Texas, from September, 1995, until his retirement from the United States Navy in 1997; and

WHEREAS, Charles W. Nesby, Jr., has served his country with honor and distinction, and he has been awarded the Navy Legion of Merit, Defense Meritorious Service Medal, Navy Meritorious Service Medal, Navy Commendation Medal, Navy Achievement Medal, and several campaign and Battle Efficiency ribbons, as well as other unit and service awards; and

WHEREAS, Charles W. Nesby, Jr., was appointed Director of the Department of Veterans Affairs Center for Minority Veterans in November, 2001, and as director, he is the principal advisor to the Secretary of Veterans Affairs on policies and programs affecting minority veterans, and as part of this distinguished position, he will also make recommendations for the establishment of programs to meet the specific needs of minorities, and will be responsible for ensuring that veteran programs are used by minorities;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. The House of Representatives is indeed proud and honored to recognize Charles W. Nesby, Jr., upon his recent appointment as Director of the Department of Veterans Affairs Center for Minority Veterans in Washington, D. C., and we wish to him success in all future endeavors.

Section 2. When the House of Representatives adjourns this day, it does so in honor of Charles W. Nesby, Jr.

Section 3. The Clerk of the House of Representatives is hereby directed to transmit a copy of this Resolution to Representative Reginald Meeks for presentation to his cousin, Charles W. Nesby, Jr.

There being no objection **HR 261** was adopted.

Representative Meeks moved the adoption of the following **HR 15**:

HR 15, A RESOLUTION adjourning the House of Representatives in loving memory and honor of Alice Harris Blye.

It is with the deepest respect and admiration that we pay homage and tribute to Alice Harris Blye, and we pause in silent reverence for her eternal soul.

WHEREAS, Alice Harris Blye was born on December 27, 1926, in Richmond, Virginia, to the late Joseph Harris and Alice Burrell Harris; and

WHEREAS, Alice Harris Blye received her Bachelor of Arts degree in Education with honors from Virginia Union University in Richmond, Virginia, and engaged in further studies at Northwestern University in Evanston, Illinois; and

WHEREAS, on November 12, 1950, she was introduced by Mary Gant to a young soldier, who asked for her hand in marriage by letter on the very same day, and on February 3, 1951, she became the devoted wife of Cecil A. Blye for the remainder of her life; and

WHEREAS, Alice Harris Blye was the adored mother of Cecilia Blye, Cecil Blye, Jr., and Steven Blye; and

WHEREAS, Alice Harris Blye was the cherished grandmother of England Ariel Blye, and the revered mother-in-law of Viennese Blye; and

WHEREAS, Alice Harris Blye was the loving sister of Irma Browne, Grace E. Townes, and Dr. Joseph B. Harris; and

WHEREAS, Alice Harris Blye was the beloved sister-in-law of Catherine Harris, Olive Harris, Dorothy Blye Jackson, and Verdelle Blye Jones, and a precious aunt to twelve nieces and seven nephews; and

WHEREAS, Alice Harris Blye became a devout Christian at an early age, having accepted the teachings of Jesus Christ and becoming a member of the First Baptist Church in South Richmond, Virginia, and developed into an extraordinary spiritual leader to anyone with eyes to see or ears to hear, subsequently serving as Bible School Teacher and Director of the Youth Division at the Fifth Street Baptist Church in Louisville, Kentucky; and

WHEREAS, Alice Harris Blye taught elementary school in Blackstone, Virginia, and Richmond, Virginia, and faithfully served the Jefferson County Public Schools System in Louisville, Kentucky, as a *Teacher Extraordinarius* at Virginia Avenue Elementary School, later renamed Carter Traditional Elementary School, and at Sanders Elementary School; and

WHEREAS, Alice Harris Blye will be remembered for having engaged the minds of her children, lifting the cloak of ignorance in furtherance of the struggle of her people, and providing the perfect quantity of attention to every single child under her care and custody, and will be remembered for her vision, spiritual leadership, and overall concern for the betterment of her church, the children of the Commonwealth, and her community; and

WHEREAS, Alice Harris Blye traversed these earthly bounds on February 18, 2001, and her passing has left a void and irreparable emptiness in the hearts of her relatives, her friends, her acquaintances, and especially her students that will be virtually impossible to fill; and

WHEREAS, the passing of Alice Harris Blye is mourned across the length and breadth of the Commonwealth of Kentucky;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. The House of Representatives does hereby express its profound sense of sorrow upon the passing of Alice Harris Blye, and extends to her family and friends its most heartfelt sympathy and condolences.

Section 2. When the House of Representatives adjourns this day, it does so in loving memory and honor of, and in tribute to, Alice Harris Blye.

Section 3. The clerk of the House of Representatives is hereby directed to transmit a copy of this Resolution to Mr. Cecil A. Blye at 247 Shawnee Terrace, Louisville, Kentucky 40211.

There being no objection **HR 15** was adopted.

Representative Pasley moved the adoption of the following **HR 284**:

HR 284, A RESOLUTION adjourning the House of Representatives in loving memory and honor of Seagle Todd.

With deepest respect and admiration, we pay homage and tribute to Seagle Todd, and we pause in silent reverence for his soul.

WHEREAS, Seagle Todd was a proud native of Clark County, Kentucky, and he lived a long and productive eighty-five years before he traversed these earthly bounds on February 25, 2002; and

WHEREAS, Seagle Todd was the loving husband of Polly T. Todd, and he was the devoted father of two sons, Larry Dean Todd of Sheffield, Ohio, and Randy L. Todd, Clark County, Kentucky, and five grandchildren, Sherry Harvin, Vickie Haag, Stephanie T. Wong, Kristin L. Todd, and Charles Cody Todd; and

WHEREAS, Seagle Todd was a long-time member and deacon of the Corinth Baptist Church; and

WHEREAS, the passing of Seagle Todd has left a void that cannot be filled, and he is mourned across the length and breadth of the Commonwealth;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. The House of Representatives does hereby express its profound sense of sorrow upon the passing of Seagle Todd, and extends to his family and friends its most heartfelt sympathy.

Section 2. When the House of Representatives adjourns this day, it does so in loving memory and honor of Seagle Todd.

Section 3. The Clerk of the House of Representatives is hereby directed to transmit a copy of this Resolution to Ms. Polly T. Todd, 77 Bon Haven Avenue, Winchester, KY 40391.

There being no objection **HR 284** was adopted.

Representative C. Belcher moved the adoption of the following **HR 279**:

HR 279, A RESOLUTION adjourning the House of Representatives in loving memory and honor of Emma Lee "Peggy" Rose Clarke.

With deepest respect and admiration, we pay homage and tribute to Emma Lee "Peggy" Rose Clarke, and we pause in silent reverence for her soul.

WHEREAS, Emma Lee "Peggy" Rose Clarke was born on August 10, 1922, a native of Montgomery County, Kentucky, and longtime resident of Owingsville, Bath County, Kentucky, and she traversed these earthly bounds on September 25, 2001; and

WHEREAS, Emma Lee "Peggy" Rose Clarke was the loving daughter of the late Dorsey and Maud Martin Rose Cooper, and she was also preceded in death by a sister, Jean Bingham, and a step-son, Jack Friedman, Jr.; she was the devoted wife of David S. Clarke, and she was the adored mother of three loving daughters, Mary Miller Boyd and her husband, Carl, of Tropic, Utah, Frances Carol Bell and her husband, Roland, of Benton, and Jean Ann Parrott of Lexington; and she was the proud grandmother of six grandchildren and three great-grandchildren; and

WHEREAS, Emma Lee "Peggy" Rose Clarke graduated from Morehead State University where she also received her master's degree, and she was a member of Delta Kappa Gamma and Sigma Sigma Sigma sororities; and

WHEREAS, Emma Lee "Peggy" Rose Clarke was an active and outstanding citizen and an esteemed member of the Bath County community where she was a retired teacher in the Bath County schools system; she was an active member of the Bath County Education Association, the Parent Teachers Association, and the Retired Teachers Association; she was a former member of the Bath County Library board of directors, the Bath County Ambulance board of directors, past president of the Owingsville Woman's Club, former chairman of the Owingsville Housing Commission, and the first CASA assigned in Bath County in 1991; and she served on the State Text Book Commission for fourteen years; and

WHEREAS, Emma Lee "Peggy" Rose Clarke was a devout member of Owingsville First Christian Church where her funeral services were held on September 28, 2001, with the Reverend Bob Hayes and the Reverend Bill Hawkins officiating, with burial following in the Owingsville Cemetery; and

WHEREAS, the passing of Emma Lee "Peggy" Rose Clarke has left a void that cannot be filled, and she is mourned across the length and breadth of the Commonwealth;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. The House of Representatives does hereby express its profound sense of sorrow upon the passing of Emma Lee "Peggy" Rose Clarke, and extends to her family and many friends its most heartfelt sympathy.

Section 2. When the House of Representatives adjourns this day, it does so in loving memory and honor of Emma Lee "Peggy" Rose Clarke.

Section 3. The Clerk of the House of Representatives is hereby directed to transmit a copy of this Resolution to Mr. David S. Clarke, 431 West Main Street, P. O. Box 605, Owingsville, Kentucky 40360.

There being no objection **HR 279** was adopted.

Representative Stumbo moved that no further business be conducted on this day except for the filing of floor amendments, conference reports and adjournment. Agreed.

Representative Stumbo moved that when the House adjourns it does so until 1:00 p.m., Tuesday, April 2, 2002. Agreed.

Representative Brinkman moved that the rules be suspended for the purpose of recording a vote. Agreed.

Representative Brinkman moved that he be recorded as voting "yea" on **SB 142**. Agreed.

Representative Crall moved that the rules be suspended for the purpose of recording votes. Agreed.

Representative Crall moved that he be recorded as voting "yea" on **HB 202** and **HB 367**. Agreed.

Representative Burch moved that the rules be suspended for the purpose of recording a vote. Agreed.

Representative Burch moved that he be recorded as voting "yea" on **HB 376**. Agreed.

Representative Yonts moved that the rules be suspended for the purpose of recording a vote. Agreed.

Representative Yonts moved that he be recorded as voting "yea" on **HB 59**. Agreed.

Recess

Representative Stumbo moved to recess until 9:00 p.m. Agreed.

At the appointed hour, the Speaker resumed the Chair and called the House to order.

Representative Fischer moved that the rules be suspended for the purpose of recording votes. Agreed.

Representative Fischer moved that he be recorded as voting "yea" on **HB 87, HB 453,** and **SB 25**. Agreed.

Representative Fischer moved that the rules be suspended for the purpose of recording a vote. Agreed.

Representative Fischer moved that he be recorded as voting "nay" on **SB 139**. Agreed.

Representative Fischer moved that the rules be suspended for the purpose of recording a vote. Agreed.

Representative Fischer moved that he be recorded as voting "nay" on the Motion To Reconsider **SB 123**. Agreed.

Representative Fischer moved that the rules be suspended for the purpose of recording a vote. Agreed.

Representative Fischer moved that he be recorded as voting "nay" on Floor Amendment No. 3 to **SB 227**. Agreed.

Floor Amendments

Floor Amendment No. 4 to **SB 169**, by Representative Draud:

SB 169, On page 1, between the enacting clause and line 1 by inserting the following:

"SECTION 1. A NEW SECTION OF KRS CHAPTER 278 IS CREATED TO READ AS FOLLOWS:

As used in Sections 1 to 8 of this Act, unless the context requires otherwise:

(1) "Board" means the Kentucky State Board on Electric Generation and Transmission Siting;

(2) "Merchant plant" means an electricity generating plant, together with associated facilities, that:

(a) Is capable of operating at a capacity of ten megawatts (10MW) or more; and

(b) Sells the electricity it produces at wholesale, at rates and charges not regulated by the Public Service Commission;

(3) "Person" means any individual, corporation, public corporation, political subdivision, governmental agency, partnership, cooperative-operative association, trust, estate, or any other entity, and no portion of Sections 1 to 8 of this Act shall apply to a utility as defined in KRS 278.010(3)(a) or (9) or to a utility owned by a municipality, unless:

(a) The utility is a merchant plant as defined in subsection (2) of this section; or

(b) The utility is an electric power generation plant which is proposed to be built outside of the county which owns the plant after the effective date of this Act;

(4) "Commence to construct" means physical on-site placement, assembly, or installation of materials or equipment which will make up part of the ultimate structure of the facility. In order to qualify, these activities must take place at the site of the proposed facility or must be site-specific. Activities such as site clearing and excavation work will not satisfy the "commence to construct" requirements;

(5) "Nonregulated electric transmission line" means an electric transmission line and related appurtenances:

(a) For which no certificate of public convenience and necessity is required;

(b) Which is not operated as an activity regulated by the Public Service Commission; and

(c) Which is capable of operating at or above sixty-nine thousand (69,000) volts;

(6) "Residential neighborhood" means a populated area of five (5) or more acres containing at least one (1) occupied residential structure per acre;

(7) "Qualifying cogeneration facility" means a facility as defined in 16 U.S.C. sec. 796(18)(B), which does not exceed a capacity of one hundred fifty megawatts (150MW), that is located on site at a manufacturer's plant and that uses steam from the cogeneration facility in its manufacturing process; and

(8) "Waste coal" means earth materials, which are combustible, physically unstable, or acid-forming or toxic-forming, washed or otherwise separated from product coal subject to tax under KRS 143.020 and which are slurried or otherwise transported from coal processing facilities or preparation plants located in the Commonwealth after physical or chemical processing, cleaning, or concentrating of coal.

SECTION 2. A NEW SECTION OF KRS CHAPTER 278 IS CREATED TO READ AS FOLLOWS:

(1) There is hereby established the Kentucky State Board on Electric Generation and Transmission Siting. The board shall be composed of seven (7) members as follows:

(a) The three (3) members of the Kentucky Public Service Commission;

(b) The secretary of the Natural Resources and Environmental Protection Cabinet or his or her designee;

(c) The secretary of the Cabinet for Economic Development or his or her designee; and

(d) 1. If the facility subject to board approval is proposed to be located in one (1) county, two (2) ad hoc public members to be appointed by the Governor from a county where a facility subject to board approval is proposed to be located:

a. One (1) of the ad hoc public members shall be the chairman of the planning commission with jurisdiction over an area in which a facility subject to board approval is proposed to be located. If the proposed location is not within a jurisdiction with a planning commission, then the Governor shall appoint either the county judge/executive of a county that contains the proposed location of the facility or the mayor of a city, if the facility is proposed to be within a city; and

b. One (1) of the ad hoc public members shall be appointed by the Governor and shall be a resident of the county in which the facility is proposed to be located.

2. If the facility subject to board approval is proposed to be located in more than one (1) county, two (2) ad hoc public members to be chosen as follows:

a. One (1) ad hoc public member shall be the county judge/executive of a county in which the facility is proposed to be located, to be chosen by majority vote of the county judge/executives of the counties in which the facility is proposed to be located; and

b. One (1) ad hoc public member shall be a resident of a county in which the facility is proposed to be located, and shall be appointed by the Governor.

If a member has not been chosen by majority vote, as provided in subdivision a. of this subparagraph, by thirty (30) days after the filing of the application, the Governor shall directly appoint the member.

3. Ad hoc public members appointed to the board shall have no direct financial interest in the facility proposed to be constructed.

(2) The term of service for the ad hoc members of the board shall continue until the board issues a final determination in the proceeding for which they were appointed. The remaining members of the board shall be permanent members.

(3) The board shall be attached to the Public Service Commission for administrative purposes. The commission staff shall

serve as permanent administrative staff for the board. The board may enter into personal service contracts, may promulgate administrative regulations to implement Sections 1 to 8 of this Act, and may call upon the staff of the Natural Resources and Environmental Protection Cabinet and the Cabinet for Economic Development for assistance, as necessary.

(4) The chairman of the Public Service Commission shall be the chairman of the board and shall serve as its chief executive officer. The chairman shall designate one (1) of the members of the board as vice chairman, who shall possess all the powers of the chairman in the absence or disability of the chairman. The executive director of a statewide board or agency charged with the review of the impact of electric generating facilities and transmission on the Commonwealth shall serve as the executive secretary and chief administrative officer for the board. The Public Service Commission shall be responsible for maintaining the official records of the board's proceedings, including all approved orders.

(5) A majority of the members of the board which shall include at least one (1) of the ad hoc public members shall constitute a quorum for the transaction of any business, for the performance of any duty, or for the exercise of any power of the board. No vacancy on the board shall impair the right of the remaining members to exercise all of the powers of the board.

(6) Each member shall have one (1) vote and a majority vote of the members present shall control on all questions.

(7) Every order or finding issued by the board shall be in writing and shall be entered on the records of the board. A certificate of the board that any order or finding has not been modified, stayed, suspended, or revoked shall be received as evidence in any proceeding as to the facts stated therein.

(8) The board shall convene upon the call of the chairman. The chairman shall convene a meeting of the board upon receipt of a complete application provided under Section 4 or 7 of this Act for the purpose of taking action on the application.

(9) No member of the board shall receive any salary or fee for service on the board, but each member shall be reimbursed for actual travel and expenses related directly to service on the board.

SECTION 3. A NEW SECTION OF KRS CHAPTER 278 IS CREATED TO READ AS FOLLOWS:

(1) No person, including a person who has applied for an air quality or other necessary permit prior to April 15, 2002, shall commence to construct a merchant plant until the person has applied for and obtained approval for the plant from the board.

(2) Replacement of an existing generating facility with a like facility shall not, for the purposes of Sections 3, 4, 5, and 6 of this Act, constitute construction of a merchant plant.

(3) Except for a proposed site where electric generating facilities capable of generating ten megawatts (10MW) or more currently exist, no person shall commence to construct a merchant plant unless the proposed exhaust stack is at least one thousand (1,000) feet from the property boundary of any adjacent landowner and at least two thousand (2,000) feet from any residential neighborhood, school, hospital, or nursing home facility except that:

(a) A facility locating on a riverport shall be subject to the setback requirements in subsection (4) of this section; or

(b) A facility utilizing on-site waste coal or at least fifty percent (50%) of coal subject to tax under KRS 143.020 as its principal fuel stock shall be subject to the setback requirements in subsection (5) of this section.

(4) No person shall commence to construct an electric generating facility on a site located on a riverport unless the exhaust stack of the proposed facility is at least five hundred (500) feet from any occupied residential structure, residential neighborhood, school, hospital, or nursing home facility.

(5) No person shall commence to construct a merchant plant on a site of a former coal processing facility or preparation plant located in the Commonwealth or that will use at least fifty percent (50%) of coal subject to tax under KRS 143.020 as its principal fuel stock unless the exhaust stack of the proposed facility is at least two thousand (2,000) feet from any residential neighborhood, school, hospital, or nursing home facility.

(6) The board may, for good cause shown, grant a deviation from the requirements of subsections (3), (4), and (5) of this section, except that the board may not waive setback requirements imposed by a planning and zoning commission.

(7) A local planning and zoning commission may establish separate setback requirements more stringent than those in subsections (3), (4), and (5) of this section for merchant plants locating in the commission's jurisdiction which shall take primacy over setback requirements established in subsections (3), (4), and (5) of this section and which shall not be subject to waiver by the board pursuant to subsection (6) of this section.

SECTION 4. A NEW SECTION OF KRS CHAPTER 278 IS CREATED TO READ AS FOLLOWS:

(1) Any person seeking to obtain board approval to construct a merchant plant shall file an application at the offices of the Public Service Commission. At the time of filing the application, a copy of the application shall be sent to each of the permanent members of the board.

(2) A completed application shall include the following:

(a) The name, address, and telephone number of the person proposing to construct and own the merchant power plant;

(b) A full description of the proposed site, including a map showing the distance of the proposed site from residential neighborhoods, the nearest residential structure, schools, and public and private parks that are located within a two (2) mile radius of the proposed plant;

(c) Evidence of public notice that shall include the location of the proposed site, state that the proposed construction is subject to approval by the board, and provide the telephone number and address of the Public Service Commission. Public notice shall be given within thirty (30) days immediately preceding the application filing to:

1. Landowners whose property borders the proposed site; and

2. The general public in a newspaper of general circulation in the county or municipality in which the plant is proposed to be located;

(d) A statement certifying that the proposed plant will be in compliance with all local ordinances and regulations concerning noise control and with any applicable local planning and zoning ordinances;

(e) Except for facilities that utilize waste coal or at least fifty percent (50%) of coal subject to tax under KRS 143.020 as their principal fuel stock or that are proposed to be located on a riverport or in a jurisdiction where a planning and zoning commission established separate setbacks, a statement that the proposed exhaust stack is at least one thousand (1,000) feet from the property boundary of any adjacent property owner and at least two thousand (2,000) feet from any residential neighborhood, school, hospital, or nursing home facility, unless:

1. Facilities capable of generating ten megawatts (10MW) or more currently exist on the site;

2. The applicant owned the proposed site on the effective date of this Act, and the requirement of this subsection and subsections (3), (4), (5), and (7) of Section 3 of this Act were met on that date; or

3. The board finds, for good cause shown, that the applicant should be granted a deviation from this paragraph;

(f) Certification that the applicant shall file a cumulative environmental assessment with the Natural Resources and Environmental Protection Cabinet;

(g) A site assessment report whose contents and form shall be specified by the Public Service Commission in an emergency administrative regulation promulgated by April 15, 2002. The applicant may file documentation of compliance with the National Environmental Policy Act (NEPA) rather than a site assessment report;

(h) A complete report of the applicant's public involvement program activities undertaken prior to the filing of the application, including any use of media coverage, direct mailing, fliers, newsletters, public meetings, establishment of a community advisory group, and any other efforts to obtain local involvement in the siting process;

(i) A summary of the efforts made by the applicant to locate the proposed facility on a site where existing electric generating facilities are located;

(j) Proof of service of a copy of the application upon the chief executive officer of each county and municipal corporation in which the proposed facility is to be located, and upon the chief officer of each public agency charged with the duty of planning land use in the jurisdiction in which the facility is proposed to be located;

(k) An analysis of the proposed facility's projected effect on the electricity transmission system in Kentucky;

(l) An analysis of the proposed facility's economic impact on the affected region and the state;

(m) A detailed listing of all violations by it, or by any person with an ownership interest in the applicant, of federal or state environmental laws, rules, or administrative regulations, whether judicial or administrative, where violations have resulted in criminal convictions or civil or administrative fines exceeding one thousand dollars ($1,000). The status of any pending environmental action, whether judicial or administrative, shall also be submitted;

(n) A nonrefundable application fee in an amount to be specified by administrative regulation promulgated by the Public Service Commission to defray the expenses of the application process including expenses incurred by the board, the Public Service Commission, and other state agencies and any legal expenses associated with any action to review the board's decision;

(o) If the facility is proposed to be located on a riverport as provided under subsection (4) of Section 3 of this Act, a statement that the exhaust stack of the proposed facility is at least five hundred (500) feet from any occupied residential structure, residential neighborhood, school, hospital, or nursing home facility unless the board finds, for good cause shown, that the applicant should be granted a deviation from this paragraph; and

(p) If the facility is proposed to be located on a site of a former coal processing facility or preparation plant located in the Commonwealth or that will use at least fifty percent (50%) of coal subject to tax under KRS 143.020 as its principal fuel stock, a statement that the exhaust stack of the proposed facility is at least two thousand (2,000) feet from any residential neighborhood, school, hospital, or nursing home facility unless the board finds, for good cause shown, that the applicant should be granted a deviation from this paragraph.

(3) All application fees provided under subsection (2)(n) of this section, shall be deposited in the siting fund created in

Section 8 of this Act. If a majority of the members of the board find that the applicant's initial fees are not sufficient to pay expenses associated with review of the application and the board's decision, the board shall assess a supplemental application fee to cover anticipated additional expenses associated with the review of the application. An applicant's failure to pay a fee assessed pursuant to this subsection shall be grounds for denial of the application.

SECTION 5. A NEW SECTION OF KRS CHAPTER 278 CREATED TO READ AS FOLLOWS:

(1) Within one hundred twenty (120) days of receipt of an application that complies with Section 4 or 7 of this Act, or within ninety (90) days of receipt of the application if no hearing is requested, the board shall, by majority vote, approve or disapprove the application, either in whole or in part, based on the evidence of record. Approval or disapproval shall be based upon the following criteria:

(a) The impact of the facility on scenic surroundings, property values, the pattern and type of development of adjacent property, and surrounding roads;

(b) The economic impact of the facility upon the affected region and the state;

(c) 1. Whether the facility is proposed for a site upon which existing generating facilities, capable of generating ten megawatts (10MW) or more of electricity, are currently located; and

2. If the facility is not proposed for such a site, whether it is feasible to locate the facility upon such a site;

(d) Anticipated noise levels expected as a result of construction and operation of the proposed facility;

(e) Whether the proposed plant will, notwithstanding KRS 100.324, meet all local planning and zoning requirements that existed on the date the application was filed;

(f) Whether the proposed plant meets applicable setback requirements pursuant to subsections (3), (4), and (5) of Section 3 of this Act;

(g) Whether the additional load imposed upon the electricity transmission system by use of the merchant plant will adversely affect the reliability of service for Kentucky retail customers;

(h) Whether the applicant has met all requirements for electricity transmission interconnection under Kentucky law and the open access transmission tariff of the host transmission owner or regional transmission operator;

(i) Whether the applicant has made good faith efforts to communicate and cooperate with the public during the siting process; and

(j) The efficacy of any proposed measures to mitigate adverse impacts identified pursuant to paragraphs (a) to (i) of this subsection.

(2) When considering an application for approval of a merchant plant, the board shall consider the policy of the General Assembly to encourage the use of coal as a principal fuel for electricity generation as set forth in KRS 152.210.

(3) When considering an application for an electric generating facility under Section 4 of this Act, the board shall give favorable consideration and expedited review for a facility that:

(a) Utilizes clean coal technology as defined in 42 U.S.C. sec. 7651n(a);

(b) Utilizes waste coal;

(c) Utilizes at least fifty percent (50%) of coal subject to tax under KRS 143.020 as its principal fuel stock; or

(d) Is a qualifying cogeneration facility.

(4) A person that has received board authorization to construct a merchant plant shall not transfer rights and obligations pursuant to the terms of the authorization without having first applied for and received a board determination that:

(a) The acquirer has a good environmental compliance history; and

(b) The acquirer has the technical and financial capacity to meet the obligations imposed by the terms of the approval.

(5) An application to transfer board authorization to construct a merchant plant provided under subsection (4) of this section shall be filed at the offices of the Public Service Commission, with a copy to each permanent member of the board and to the ad hoc members of the board who participated in the initial review of the proposed plant. The application shall be accompanied by a filing fee sufficient to pay expenses associated with review of the application in an amount to be specified by administrative regulation promulgated by the Public Service Commission, which may be supplemented, if necessary, as prescribed in subsection (3) of Section 4 of this Act. Fees shall be deposited in the siting fund created in Section 8 of this Act.

SECTION 6. A NEW SECTION OF KRS CHAPTER 278 IS CREATED TO READ AS FOLLOWS:

(1) The board may convene a public evidentiary hearing pursuant to consider an application filed under Section 4 or 7 of this Act. If the board convenes an evidentiary hearing, the hearing shall be held not more than sixty (60) days after receipt of a complete application, in the county or if more than one (1) county is involved then in the county larger by population of the affected counties for which the facility is proposed to be constructed. If the applicant has, as of April 15, 2002, already held at least three (3) public hearings on the siting of the merchant plant, regardless of whether the hearings were held to satisfy permit requirements, the applicant shall not be required by the board to hold a public hearing pursuant to this section.

(2) In any hearing on an application to construct a merchant plant, filed pursuant to Section 4 of this Act, or a nonregulated transmission line, filed pursuant to Section 7 of this Act, the board shall not be bound by the technical rules of legal evidence. Prior to the hearing, the applicant shall furnish evidence to the board that it has given public notice of the board hearing on the application. The notice shall be published in a newspaper of general circulation in the county or the counties within which the construction is proposed. The notice shall be published not less than seven (7) days nor more than twenty-one (21) days before the hearing date. The notice shall state the date, time, place, and purpose of the board hearing. Notice shall also state that public comments on the proposed construction shall be received at the board hearing on the application.

(3) Any hearing that the board has power to hold may be undertaken or held, and the evidence taken therein, by any one (1) or more members or a hearing examiner designated for that purpose by the board, and every finding, opinion, or order made by the board or members or hearing examiner so designated shall, when approved or confirmed by the board, become the finding, opinion, or order of the board.

(4) Any interested person, including a person residing in a municipal corporation or county in which the facility is proposed to be constructed may, upon motion to the board, be granted leave to intervene as a party to a proceeding held pursuant to this section. Intervention requests shall be filed with the board not more than thirty (30) days after the facility, subject to board approval, has given public notice pursuant to subsection (2)(c) of Section 4 of this Act.

(5) Any party to a proceeding held pursuant to Section 4 or 7 of this Act may, within thirty (30) days after service of the board's final ruling, bring an action against the board in the Circuit Court of the county where the facility is proposed to be located to vacate or set aside the ruling on grounds that the ruling is unlawful or unreasonable. Any party instituting an action for review of the board's ruling in Circuit Court shall give notice to all parties of record in the board's proceeding.

SECTION 7. A NEW SECTION OF KRS CHAPTER 278 IS CREATED TO READ AS FOLLOWS:

(1) No person shall commence to construct a nonregulated electric transmission line without prior approval of the board. An application for board approval of a nonregulated transmission line shall be filed at the offices of the Public Service Commission, with a copy to each permanent member of the board. A completed application shall include the following:

(a) The name, address, and telephone number of the person proposing construction of the nonregulated transmission line;

(b) A full description of the proposed route of the transmission line and its appurtenances. The description shall include a map or maps showing:

1. The location of the proposed line and all proposed structures that will support it;

2. The proposed right-of-way limits;

3. Existing property lines and the names of persons who own the property over which the line will cross; and

4. The distance of the proposed line from residential neighborhoods, schools, and public and private parks within one (1) mile of the proposed facilities;

(c) A full description of the proposed line and appurtenances, including the following:

1. Initial and design voltages and capacities;

2. Itemized estimated costs;

3. Conductor sizes and specifications;

4. Overhead tower design, appearance, and heights, if any;

5. Length of line;

6. Terminal points; and

7. Substation connections;

(d) A statement that the proposed transmission line and appurtenances will be constructed and maintained in accordance with accepted engineering practices and the National Electric Safety Code;

(e) Evidence that public notice has been given by publication in a newspaper of generation circulation in the general area concerned. Public notice shall include the location of the proposed line, shall state that the proposed line is subject to approval by the board, and shall provide the telephone number and address of the Public Service Commission;

(f) A complete report of the applicant's attempts to communicate to or obtain public involvement in the locating of the transmission line conducted prior to the filing of an application with the board. Attempts to communicate or obtain public involvement shall include any use of media coverage, direct mailings, fliers, newsletters, public meetings, establishment of a community advisory group, and any other efforts to obtain local involvement in the siting process;

(g) Proof of service of a copy of the application upon the chief executive officer of each county and municipal

corporation in which the proposed line is to be located, and upon the chief officer of each public agency charged with the duty of planning land use in the general area in which the line is proposed to be located;

(h) An analysis of the environmental impact of the proposed nonregulated transmission line; and

(i) An application fee in an amount to be specified by administrative regulation promulgated by the Public Service Commission. Fees shall be deposited in the siting fund created in Section 8 of this Act. Supplemental application fees may be assessed as prescribed in subsection (3) of Section 4 of this Act.

(2) Within one hundred twenty (120) days of receipt of the application, the board shall, by majority vote, approve or disapprove the application either in whole or in part. Action to approve or disapprove an application shall be based on the board's determination that the proposed route of the line will minimize adverse impact on the scenic and environmental assets of Kentucky and that the applicant will construct and maintain the line according to all applicable legal requirements. If the board determines that locating the transmission line will result in degradation of environmental and scenic factors, the board may deny the application or condition the application's approval upon relocation of the route of the line.

(3) A public hearing on an application to construct a nonregulated electric transmission line may be held in accordance with the provisions of Section 6 of this Act.

SECTION 8. A NEW SECTION OF KRS CHAPTER 278 IS CREATED TO READ AS FOLLOWS:

(1) There is hereby created a trust and agency account in the Public Service Commission called the "siting fund."

(2) All fees received by the board for the purpose of administering Sections 1 to 8 of this Act, shall be deposited into the siting fund. The fund shall not lapse and all expenditures from the fund shall be used for the purpose of implementing Sections 1 to 8 of this Act.

SECTION 9. A NEW SECTION OF KRS CHAPTER 278 IS CREATED TO READ AS FOLLOWS:

(1) No person, partnership, public or private corporation, or combination thereof, except for a utility which is not subject to regulation as provided in subsection (3)(a) or (b) of Section 1 of this Act, owned by a municipality, shall begin the construction of any facility to be used for the generation of electricity to or for the public for compensation without having first applied for and obtained commission approval for the siting of the facility. A utility as defined by KRS 278.010(9) that has obtained a certificate of public convenience and necessity prior to April 15, 2002, but that has not commenced to construct the facility shall not be required to obtain site approval from the commission pursuant to this section.

(2) Notwithstanding any other provision of law, a utility as defined in KRS 278.010(3)(a) or (9) shall not be prevented from purchasing real property or property options in connection with the facility identified in its application, but the public utility shall not be permitted to recover from its ratepayers any expenditures related to the purchases unless the Public Service Commission approves its application for a certificate of public convenience and necessity pursuant to KRS 278.020.

(3) An application filed with the commission by a utility as defined in KRS 278.020(3)(a) or (9) for approval to construct a facility as described in subsection (1) of this section, shall include the following:

(a) The name, address, and telephone number of the person proposing the construction;

(b) All information and documents required by subsection (2)(b), (c), (e) to (m), (o), and (p) of Section 4 of this Act, except that the commission may waive any applicable setback requirements for good cause shown; and

(c) A copy of the certificate for the facility granted by the Public Service Commission pursuant to KRS 278.020 or a copy of the application for a certificate submitted to the Public Service Commission pursuant to KRS 278.020(1). The applicant shall not be required to have received a certificate of public convenience and necessity prior to applying under this section.

(4) The commission shall approve or deny a certificate based on criteria set forth in subsection (1)(a) to (d) and (f) to(i) of Section 5 of this Act and may require reasonable mitigation of significant adverse impacts that would be caused by operation of the facility, but the commission shall in no event order relocation of the facility.

SECTION 10. A NEW SECTION OF KRS 278.010 TO 278.450 IS CREATED TO READ AS FOLLOWS:

(1) No utility shall begin the construction or installation of any property, equipment, or facility to establish an electrical interconnection with a plant to be used for the generation of electricity in excess of ten megawatts (10MW) until the plans and specification for the electrical interconnection have been filed with and approved by the commission.

(2) If an electrical interconnection with a plant, to be used for the generation of electricity in excess of ten megawatts (10MW) can be established without the utility's construction of any property, equipment, or facility, the utility making the interconnection shall file with the commission a copy of the agreement with the engineering studies demonstrating that no property, equipment, or facility needs to be constructed to establish the interconnection pursuant to the agreement. The utility shall file an interconnection agreement within thirty (30) days of execution.

SECTION 11. A NEW SECTION OF KRS 278.010 TO 278.450 IS CREATED TO READ AS FOLLOWS:

When a utility engaged in the transmission of electricity experiences on its transmission facilities an emergency or other event that necessitates a curtailment or interruption of service, the utility shall not curtail or interrupt retail electric service within its *certified territory, or curtail or interrupt wholesale electric energy furnished to a member distribution cooperative for retail electric service within the cooperative's certified territory, except for customers who have agreed to receive interruptable service, until after service has been interrupted to all other customers whose interruption may relieve the emergency or other event.*

SECTION 9. A NEW SECTION OF KRS 278.010 TO 278.450 IS CREATED TO READ AS FOLLOWS:

(1) No person shall acquire or transfer ownership or control, or the right to control, of any assets that are owned by a utility as defined in KRS 278.010(3)(a) or (9) without prior approval of the commission, if the assets have an original book value of fifty thousand dollars ($50,000) or more and:

(a) The assets are to be transferred by the utility for reasons other than obsolescence; or

(b) The assets will continue to be used to provide the same or similar service to the utility or its customers.

(2) The commission shall grant its approval if the transaction is for a proper purpose and is consistent with the public interest.

SECTION 10. A NEW SECTION OF SUBCHAPTER 10 OF KRS CHAPTER 224 IS CREATED TO READ AS FOLLOWS:

(1) Except for a person that commenced construction of a facility prior to April 15, 2002, or that has received a certificate of public convenience and necessity from the Public Service Commission prior to April 15, 2002, no person shall commence to construct a facility to be used for the generation of electricity unless the person:

(a) Submits a cumulative environmental assessment to the cabinet with the permit application; and

(b) Remits a fee set pursuant to KRS 224.10-100(20) by the cabinet to defray the cost of processing the cumulative environmental assessment.

(2) The person may submit and the cabinet may accept documentation of compliance with the National Environmental Policy Act (NEPA) as satisfying the requirements to file a cumulative environmental assessment under subsection (1) of this section.

(3) The cumulative environmental assessment shall contain a description, with appropriate analytical support, of:

(a) For air pollutants:

1. Types and quantities of air pollutants that will be emitted from the facility; and

2. A description of the methods to be used to control those emissions;

(b) For water pollutants:

1. Types and quantities of water pollutants that will be discharged from the facility into the waters of the Commonwealth; and

2. A description of the methods to be used to control those discharges;

(c) For wastes:

1. Types and quantities of wastes that will be generated by the facility; and

2. A description of the methods to be used to manage and dispose of such wastes; and

(d) For water withdrawal:

1. Identification of the source and volume of anticipated water withdrawal needed to support facility construction and operations; and

2. A description of the methods to be used for managing water usage and withdrawal.

(4) The cabinet may impose conditions regarding the timing, volume, duration, or type of pollutants on a permit, registration, general permit, or permit-by-rule for a facility subject to this section as are necessary to comply with applicable standards.

(5) The cabinet may promulgate administrative regulations to implement the provisions of this section." and by renumbering the subsequent section accordingly; and

On page 1, after line 17, by inserting the following:

"Section 15. The following KRS section is repealed:

278.025 Certificate of environmental compatibility -- Requirements.

Section 16. Whereas the regulatory agencies charged with the implementation of this Act will need time sufficient to revise administrative regulations and place them in effect prior to the expiration of the moratorium on the issuance of permits for new electricity generating facilities, an emergency is declared to exist and this Act takes effect upon its passage and approval by the Governor or upon its otherwise becoming a law.".

Floor Amendment No. 5 Title to **HB 169**, by Representative Draud:

HB 169, On page 1, by changing the title to "AN ACT relating to environmental protection and declaring an emergency.

Floor Amendment No. 5 Title to **SB 169**, by Representative Draud:

SB 169, On page 1 by changing the title to "AN ACT relating to environmental protection and declaring an emergency.".

Floor Amendment No. 5 to Committee Substitute to **HB 825**, by Representative Moberly:

HB 825, On page 30, line 12, to page 36, line 20, delete entirely;

Renumber subsequent sections accordingly;

On page 41, line 16, delete "*17*" and insert "*15*" in lieu thereof;

On page 47, line 19, delete "*15*" and insert "*13*" in lieu thereof;

On page 51, between lines 21 and 22, insert the following:

"Section 21. KRS 139.100 is amended to read as follows:

(1) "Retail sale" or "sale at retail" means:

(a) 1. A sale for any purpose other than resale in the regular course of business of tangible personal property, or

2. The furnishing of the facilities and services mentioned in subsection (2) of this section;

(b) The delivery in this state of tangible personal property by an owner or former owner thereof or by a factor, or agent of such owner, former owner or factor, if the delivery is to a consumer or person for redelivery to a consumer pursuant to a retail sale made by a retailer not engaged in business in this state. The person making the delivery shall include the retail selling price of the property in his gross receipts.

(2) "Retail sale" or "sale at retail" shall include but shall not be limited to the following:

(a) The rental of any room or rooms, lodgings, or accommodations furnished by any hotel, motel, inn, tourist camp, tourist cabin, or any other place in which rooms, lodgings, or accommodations are regularly furnished to transients for a consideration. The tax shall not apply, however, to rooms, lodgings, or accommodations supplied for a continuous period of thirty (30) days or more to an individual;

(b) The furnishing of sewer services***, natural gas distribution services, or natural gas transmission or transportation services***;

(c) The sale of admissions, except, those taxed under KRS 138.480;

(d) The furnishing of communications services to a service address in this state, regardless of where those services are billed or paid, when the communications service:

1. Originates and terminates in this state;

2. Originates in this state; or

3. Terminates in this state.

(3) For the purposes of this chapter, "communications service" means the provision, transmission, conveyance, or routing, for a consideration, of voice, data, video, or any other information or signals of the purchaser's choosing to a point, or between or among points, specified by the purchaser, by or through any electronic, radio, light, fiber optics, or any similar medium or method now in existence or later devised. "Communications service" includes, but is not limited to, local telephone services, long-distance telephone services, telegraph services, teletypewriter services, teleconferencing services, private line services involving a direct channel specifically dedicated to a customer's use between specific points, channel services involving a path of communications between two (2) or more points, data transport services involving the movement of encoded information between points by means of any electronic, radio, or other medium or method, caller ID services, voice mail and other electronic messaging services, mobile communications service, and Internet telephony involving telephone service in which messages originate or terminate over the public switched telephone network but are transmitted in part using transmission control protocol, Internet protocol, or other similar means. "Communications service" does not include any of the following if the charges for the goods or services are separately itemized on the bill provided to the purchaser:

(a) Information services;

(b) Internet access;

(c) Installation, reinstallation, or maintenance of wiring or equipment on a customer's premises. However, this provision does not apply to any charge attributable to the connection, movement, change, or termination of a communication service;

(d) The sale of directory and other advertising and listing services;

(e) The sale of one-way paging services;

(f) Billing and collection services provided to another communications service provider; or

(g) Cable service, satellite broadcast, satellite master antenna television, and wireless cable service, including direct to home satellite service as defined in Section 602 of the Federal Cable Act of 1996.

(4) For the purposes of this chapter, "service address" means:

(a) The location of communications equipment from which communications service is originated or at which communications service is received by the purchaser. In the event that this is not a defined location, as in the case of mobile phones, paging systems, maritime systems, air-to-ground systems, third number and calling card calls, service address means the location of the purchaser's primary use of the communications equipment, as determined by telephone number, authorization code, the purchaser's billing address, or other street address provided by the purchaser as the location of primary use, but the address must be within the licensed service area of the communications service provider;

(b) In the case of a communications service paid through a credit or payment mechanism that does not relate to a service address, such as a bank, travel, debit, or credit card, the service address is deemed to be the address of the origination of the communications service; and

(c) In the case of mobile communications service provided under intercarrier roaming agreements, the service address shall be deemed to be the physical location of the serving carrier's switch that originates or terminates the call.

Section 22. KRS 139.470 is amended to read as follows:

There are excluded from the computation of the amount of taxes imposed by this chapter:

(1) Gross receipts from the sale of, and the storage, use, or other consumption in this state of, tangible personal property the gross receipts from the sale of which, or the storage, use, or other consumption of which, this state is prohibited from taxing under the Constitution or laws of the United States, or under the Constitution of this state;

(2) Gross receipts from sales of, and the storage, use, or other consumption in this state of:

(a) Nonreturnable and returnable containers when sold without the contents to persons who place the contents in the container and sell the contents together with the container; and

(b) Returnable containers when sold with the contents in connection with a retail sale of the contents or when resold for refilling;

As used in this section the term "returnable containers" means containers of a kind customarily returned by the buyer of the contents for reuse. All other containers are "nonreturnable containers";

(3) Gross receipts from the sale of, and the storage, use, or other consumption in this state of, tangible personal property used for the performance of a lump-sum, fixed-fee contract of public works executed prior to February 5, 1960;

(4) Gross receipts from occasional sales of tangible personal property and the storage, use, or other consumption in this state of tangible personal property, the transfer of which to the purchaser is an occasional sale;

(5) Gross receipts from sales of tangible personal property to a common carrier, shipped by the seller via the purchasing carrier under a bill of lading, whether the freight is paid in advance or the shipment is made freight charges collect, to a point outside this state and the property is actually transported to the out-of-state destination for use by the carrier in the conduct of its business as a common carrier;

(6) Gross receipts from sales of tangible personal property sold through coin-operated bulk vending machines, if the sale amounts to fifty cents ($0.50) or less, if the retailer is primarily engaged in making the sales and maintains records satisfactory to the cabinet. As used in this subsection, "bulk vending machine" means a vending machine containing unsorted merchandise which, upon insertion of a coin, dispenses the same in approximately equal portions, at random and without selection by the customer;

(7) Gross receipts from sales to any cabinet, department, bureau, commission, board, or other statutory or constitutional agency of the state and gross receipts from sales to counties, cities, or special districts as defined in KRS 65.005. This exemption shall apply only to purchases of property or services for use solely in the government function. A purchaser not qualifying as a governmental agency or unit shall not be entitled to the exemption even though the purchaser may be the recipient of public funds or grants;

(8) (a) Gross receipts from the sale of sewer services, water, and fuel to Kentucky residents for use in heating, water heating, cooking, lighting, and other residential uses. As used in this subsection, "fuel" shall include, but not be limited to, natural gas, ***including distribution, transmission, or transportation services,*** electricity, fuel oil, bottled gas, coal, coke, and wood. Determinations of eligibility for the exemption shall be made by the Revenue Cabinet;

(b) In making the determinations of eligibility, the cabinet shall exempt from taxation all gross receipts derived from sales:

1. Classified as "residential" by a utility company as defined by applicable tariffs filed with and accepted by the Public Service Commission;

2. Classified as "residential" by a municipally-owned electric distributor which purchases its power at

wholesale from the Tennessee Valley Authority;

3. Classified as "residential" by the governing body of a municipally-owned electric distributor which does not purchase its power from the Tennessee Valley Authority, if the "residential" classification is reasonably consistent with the definitions of "residential" contained in tariff filings accepted and approved by the Public Service Commission with respect to utilities which are subject to Public Service Commission regulation.

If the service is classified as residential, use other than for "residential" purposes by the customer shall not negate the exemption;

(c) The exemption shall not apply if charges for sewer service, water, and fuel are billed to an owner or operator of a multi-unit residential rental facility or mobile home and recreational vehicle park other than residential classification; and

(d) The exemption shall apply also to residential property which may be held by legal or equitable title, by the entireties, jointly, in common, as a condominium, or indirectly by the stock ownership or membership representing the owner's or member's proprietary interest in a corporation owning a fee or a leasehold initially in excess of ninety-eight (98) years;

(9) Any rate increase for school taxes and any other charges or surcharges added to the total amount of a residential telephone bill;

(10) Gross receipts from sales to an out-of-state agency, organization, or institution exempt from sales and use tax in its state of residence when that agency, organization, or institution gives proof of its tax-exempt status to the seller and the seller maintains a file of the proof;

(11) Gross receipts derived from the sale of, and the storage, use, or other consumption in this state of, tangible personal property to be used in the manufacturing or industrial processing of tangible personal property at a plant facility and which will be for sale are not subject to the sales or use tax. The property shall be regarded as having been purchased for resale. "Plant facility" shall have the same meaning as defined in KRS 139.170(3). For purposes of this subsection, a manufacturer or industrial processor includes an individual or business entity that performs only part of the manufacturing or industrial processing activity and the person or business entity need not take title to tangible personal property that is incorporated into, or becomes the product of, the activity.

(a) Industrial processing includes refining, extraction of petroleum and natural gas, mining, quarrying, fabricating, and industrial assembling. As defined herein, tangible personal property to be used in the manufacturing or industrial processing of tangible personal property which will be for sale shall mean:

1. Materials which enter into and become an ingredient or component part of the manufactured product.

2. Other tangible personal property which is directly used in manufacturing or industrial processing, if the property has a useful life of less than one (1) year. Specifically these items are categorized as follows:

a. Materials. This refers to the raw materials which become an ingredient or component part of supplies or industrial tools exempt under subdivisions b. and c. below.

b. Supplies. This category includes supplies such as lubricating and compounding oils, grease, machine waste, abrasives, chemicals, solvents, fluxes, anodes, filtering materials, fire brick, catalysts, dyes, refrigerants, explosives, etc. The supplies indicated above need not come in direct contact with a manufactured product to be exempt. "Supplies" does not include repair, replacement, or spare parts of any kind.

c. Industrial tools. This group is limited to hand tools such as jigs, dies, drills, cutters, rolls, reamers, chucks, saws, spray guns, etc., and to tools attached to a machine such as molds, grinding balls, grinding wheels, dies, bits, cutting blades, etc. Normally, for industrial tools to be considered directly used in manufacturing, they shall come into direct contact with the product being manufactured.

3. Materials and supplies that are not reusable in the same manufacturing process at the completion of a single manufacturing cycle, excluding repair, replacement, or spare parts of any kind. A single manufacturing cycle shall be considered to be the period elapsing from the time the raw materials enter into the manufacturing process until the finished product emerges at the end of the manufacturing process.

(b) It shall be noted that in none of the three (3) categories is any exemption provided for repair, replacement, or spare parts. Repair, replacement, or spare parts shall not be considered to be materials, supplies, or industrial tools directly used in manufacturing or industrial processing. "Repair, replacement, or spare parts" shall have the same meaning as set forth in KRS 139.170;

(12) Any water use fee paid or passed through to the Kentucky River Authority by facilities using water from the Kentucky River basin to the Kentucky River Authority in accordance with KRS 151.700 to 151.730 and administrative regulations promulgated by the authority;

(13) Gross receipts from the sale of newspaper inserts or catalogs purchased for storage, use, or other consumption outside this

state and delivered by the seller's own vehicle to a location outside this state, or delivered to the United States Postal Service, a common carrier, or a contract carrier for delivery outside this state, regardless of whether the carrier is selected by the buyer or seller or an agent or representative of the buyer or seller, or whether the F.O.B. is seller's shipping point or buyer's destination.

(a) As used in this subsection:

1. "Catalogs" means tangible personal property that is printed to the special order of the purchaser and composed substantially of information regarding goods and services offered for sale; and

2. "Newspaper inserts" means printed materials that are placed in or distributed with a newspaper of general circulation.

(b) The seller shall be responsible for establishing that delivery was made to a non-Kentucky location through shipping documents or other credible evidence as determined by the cabinet;

(14) Gross receipts from the sale of water used in the raising of equine as a business; and

(15) Gross receipts from the sale of metal retail fixtures manufactured in this state and purchased for storage, use, or other consumption outside this state and delivered by the seller's own vehicle to a location outside this state, or delivered to the United States Postal Service, a common carrier, or a contract carrier for delivery outside this state, regardless of whether the carrier is selected by the buyer or seller or an agent or representative of the buyer or seller, or whether the F.O.B. is seller's shipping point or buyer's destination.

(a) As used in this subsection, "metal retail fixtures" means check stands and belted and nonbelted checkout counters, whether made in bulk or pursuant to specific customer specifications, that are to be used directly by the purchaser or to be distributed by the purchaser.

(b) The seller shall be responsible for establishing that delivery was made to a non-Kentucky location through shipping documents or other credible evidence as determined by the cabinet.

Section 23. KRS 139.570 is amended to read as follows:

To reimburse himself for the cost of collecting and remitting the tax, the taxpayer shall deduct on each return one and three-quarters percent (1.75%) of the first one thousand dollars ($1,000) of tax due and one percent (1%) of the tax due in excess of one thousand dollars ($1,000), provided the amount due is not delinquent at the time of payment***, and provided that total reimbursement shall not exceed one thousand dollars ($1,000) per month***."; and

Renumber subsequent sections accordingly.

Floor Amendment No. 3 to **SB 254**, by Representative Damron:

SB 254, On page 1, after line 8, by inserting the following:

"Section 2. The month of February is designated as Character Education month and the Department of Education is encouraged to publicize and promote the efforts of Kentucky public schools to instill the core values of self-sufficiency, altruism, citizenship, courtesy, honesty, human worth, justice, knowledge, respect, responsibility, and self-discipline in Kentucky students."

Floor Amendment No. 4 to **SB 254**, by Representative Damron:

SB 254, On page 1, after line 8, by inserting the following:

"Section 2. KRS 294.010 is amended to read as follows:

Unless the context otherwise requires:

(1) "Affiliate" means any person who directly or indirectly through one (1) or more intermediaries, controls, or is controlled by, or is under common control with another person;

(2) "Department" means the Department of Financial Institutions;

(3) "Commissioner" means the commissioner of financial institutions;

(4) "Mortgage loan" means any loan secured by a mortgage on residential real property or any loan secured by collateral which has a mortgage lien interest in residential real property;

(5) "Residential real property" means any single family residence or multiple dwelling structure containing four (4) or less single dwelling units for four (4) or less family units, living independently of each other, or any single family condominium unit;

(6) "Person" means an individual, a corporation, a partnership, an association, a joint-stock company, a trust where the interest of the beneficiaries is evidenced by a security, an unincorporated organization, a government, a political subdivision of a government, or any other group however organized;

(7) "Mortgage loan company" means any person who directly or indirectly:

(a) Holds himself out as being able to make or purchase loans secured by mortgages on residential real property;

(b) Holds himself out as being able to service loans secured by mortgages on residential real property; and

(c) Holds himself out as being able to buy or sell notes secured by mortgages on residential real property;

(8) *(a)* "Mortgage loan broker" means any person who for compensation or gain, or in the expectation of compensation or gain, directly or indirectly:

1.[~~(a)~~] Holds himself out as being able to serve as an agent for any person in an attempt to obtain a loan which will be secured by a mortgage on residential real property; or

2.[~~(b)~~] Holds himself out as being able to serve as an agent for any person who has money to loan, which loan is or will be secured by a mortgage on residential real property*;*

(b) "Mortgage loan broker" does not mean:

1. A person who performs only clerical functions such as delivering a loan application to a mortgage loan broker or mortgage loan company or gathering information related to a mortgage loan application on behalf of the prospective borrower, mortgage loan broker, or mortgage loan company; or

2. A person who performs functions of a loan processor;

(9) "Loan officer" or "originator" means an individual who establishes the rates, terms, and conditions of a loan with a borrower or prospective borrower. The term does not mean:

(a) An individual who performs only clerical functions such as delivering a loan application to a mortgage loan broker or mortgage loan company or gathering information related to a mortgage loan application on behalf of the prospective borrower, mortgage loan broker, or mortgage loan company; or

(b) A person who performs functions of a loan processor;

(10) "Loan processor" means an individual who works under the instruction of a loan officer or mortgage loan broker and performs only clerical functions such as gathering information, requesting information, word processing, sending correspondence, or assembling files; and

(11) "Classroom" means a physical classroom environment in which teachers and participants are physically present for the teaching of a course. Courses taught through the Internet, mail, or correspondence classes shall not be considered to be courses taught in a classroom.

Section 3. KRS 294.020 is amended to read as follows:

(1) The following shall be exempt from this chapter:

(a) Any person duly licensed, chartered, or otherwise subject to regular examination at least once every two (2) years by a state or federal financial institution regulatory agency under the laws of this state or any other state or the United States as a bank, bank holding company, trust company, credit union, savings and loan association, service corporation subsidiary of savings and loan associations, consumer loan or finance company, industrial loan company, insurance company, real estate investment trust as defined in 26 U.S.C. sec. 856, an institution of the farm credit system organized under the Farm Credit Act of 1971 as amended, or *any* wholly owned subsidiary *or any affiliate, or any mortgage loan broker, loan officer, originator, or loan processor employed by any such subsidiary or affiliate,* of any institution listed in this paragraph if the institution maintains a place of business in Kentucky;

(b) An attorney-at-law licensed to practice law in Kentucky who is not principally engaged in the business of negotiating mortgage loans, when the person renders services in the course of his practice as an attorney-at-law;

(c) Any person doing any act under order of any court;

(d) The United States of America, the Commonwealth of Kentucky, or any other state, and any Kentucky city, county, or other political subdivision, and any agency, division, or corporate instrumentality of any of the foregoing;

(e) The Federal National Mortgage Association (FNMA), the Federal Home Loan Mortgage Corporation (FHLMC), and the Government National Mortgage Association (GNMA);

(f) With the approval of the commissioner, an independent contractor that solicits mortgage loans for only one (1) licensed mortgage loan company or licensed mortgage loan broker may be exempted from obtaining a license under this chapter if:

1. The licensed mortgage loan company or licensed mortgage loan broker notifies the department that it will assume legal responsibility for the actions of the independent contractor in complying with the provisions of KRS Chapter 294; and

2. The licensed mortgage loan company or licensed mortgage loan broker provides the department with proof that its bond will cover the independent contractor; and

(g) Any mortgage loan involving housing initially transferred by certificate of title under KRS Chapter 186A.

(2) The following shall be exempt from all the provisions of this chapter except that they shall be subject to the examination or investigation provisions of KRS 294.170(4), (5), and (6), 294.180, and 294.190 if it appears on grounds satisfactory to the commissioner, on written complaint, that an examination or investigation is necessary, and they shall be subject to the

prohibited acts provisions of KRS 294.220 ***and those employees of mortgage loan companies, who are regulated by the Department of Housing and Urban Development, who participate in the origination of a mortgage loan by establishing rates, terms, and conditions of such loans, shall be subject to Sections 5 and 6 of this Act***:

(a) Mortgage loan companies or mortgage loan brokers regulated by the Department of Housing and Urban Development;

(b) Any natural person making a mortgage loan with his or her own funds for the person's own investment without intent to resell the mortgage loan;

(c) Any person doing business under the laws of this state or the United States relating to any broker-dealer, agent, or investment adviser duly registered with the Department of Financial Institutions;

(d) Any person licensed in this state as a real estate broker or real estate sales associate, not actively engaged in the business of negotiating loans secured by real property, when the person renders the services in the course of his or her practice as a real estate broker or real estate associate; and

(e) Any person making less than five (5) mortgage loans per year.

(3) Any person relying upon an exemption under subsection (2)***(a),*** (c)***,*** or (d) of this section shall file with the commissioner a claim of exemption. The commissioner shall thereafter determine the availability of the claimed exemption and he shall not disallow an exemption that is validly claimed.

(4) Any person listed in subsection (1)(a), (b), (c), (d), or (e) of this section shall not be required to file with the commissioner a claim of exemption.

(5) (a) Any natural person making a loan under subsection (2)(b) of this section shall make the following disclosure, on a separate sheet of paper in minimum eighteen (18) point type, to the borrower:

DISCLOSURE

(Name and address of lender) is not licensed or regulated by the Kentucky Department of Financial Institutions.

(Name of lender) is making this mortgage loan with his or her own funds, for the person's own investment, without intent to resell the mortgage loan.

(The phone number and address of the Kentucky Department of Financial Institutions.)

(b) A copy of the disclosure, signed by the borrower, shall be maintained by the natural person for a period not to exceed three (3) years after the date the mortgage loan is paid in full.

(c) This subsection shall not apply to a natural person under subsection (2)(b) of this section making less than five (5) mortgage loans per year.

Section 4. KRS 294.030 is amended to read as follows:

(1) (a) It is unlawful for any person to transact business in this state, either directly or indirectly, as a mortgage loan company or mortgage loan broker if he is not licensed under this chapter ***and registered in accordance with Section 5 of this Act***, unless that person is exempt under KRS 294.020 and, if required by KRS 294.020(3) to file a claim of exemption, has filed a claim of exemption and the filed claim of exemption has been allowed by the commissioner.

(b) It is unlawful for any natural person to make a loan under KRS 294.020(2)(b) without making the disclosure required by KRS 294.020(5).

(c) It is unlawful for any loan officer to originate mortgage loans in Kentucky unless the loan officer is registered in accordance with Section 5 of this Act, unless that person is exempt under Section 3 of this Act.

(2) Neither the fact that a license has been issued nor the fact that any person, business, or company is effectively registered, constitutes a finding by the commissioner that any document filed under this chapter is true, complete, and not misleading. Nor does such fact directly or indirectly imply approval of the registrant by the commissioner or the Commonwealth of Kentucky. It is unlawful to make or cause to be made to any prospective customer or client any representation inconsistent with this subsection.

(3) Any person who willfully transacts business in this state in violation of subsection (1) of this section shall have no right to collect, receive, or retain any interest or charges whatsoever on a loan contract, but the unpaid principal of the loan shall be paid in full.

SECTION 5. A NEW SECTION OF KRS CHAPTER 294 IS CREATED TO READ AS FOLLOWS:

(1) Beginning July 1, 2003, and annually thereafter, no mortgage loan broker and no loan officer shall originate mortgage loans in Kentucky unless the individual is registered with the department and has been issued a certificate of registration by the department. The department shall maintain a registry of all mortgage loan brokers and loan officers originating mortgage loans in Kentucky. The department shall issue a certificate of registration to all registered mortgage loan brokers and loan officers.

(2) The registration shall:

(a) Be on a form prescribed by the commissioner;

(b) Be accompanied by a registration fee in the amount of fifty dollars ($50) which shall be used solely by the department to establish and maintain the registry system required by this section and any excess funds shall be retained by the department and shall not lapse to the general fund;

(c) In the case of loan officers, be accompanied by satisfactory evidence that the applicant has successfully completed twelve (12) classroom hours of education courses related directly to the mortgage loan process approved by the commissioner. This paragraph shall not apply to renewals of existing certificates of registration; and

(d) Beginning July 1, 2004, in the case of renewals of certificate of registrations by registered mortgage loan brokers and registered loan officers, be accompanied by satisfactory evidence that the individual has successfully met the continuing education requirements of Section 6 of this Act and a renewal fee in the amount of fifty dollars ($50) which shall be used solely by the department to establish and maintain the registry system required by this section and any excess funds shall be retained by the department and shall not lapse to the general fund.

(3) All mortgage loan brokers and loan officers subject to the registration requirements of this section shall also be subject to KRS 294.090(1), (3), (6), (7), (8), (10), (11), and (12), 294.220(1) and (2), and 294.990.

SECTION 6. A NEW SECTION OF KRS CHAPTER 294 IS CREATED TO READ AS FOLLOWS:

(1) Beginning July 1, 2003, all registered mortgage loan brokers and registered loan officers shall complete at least twelve (12) classroom hours of continuing professional education by June 30, 2004, and annually thereafter.

(2) Up to twelve (12) classroom hours of continuing professional education may be carried forward from one (1) continuing education year to the next continuing education year. The continuing education year shall begin on July 1 and end on June 30 of the following year.

(3) Fifty (50) minutes of classroom contact shall equal one (1) hour of continuing professional education. Course sponsors shall maintain records of attendees for two (2) years after the course.

(4) Every registered mortgage loan broker and every registered loan officer subject to this section shall furnish to the commissioner written certification as to the continuing professional education courses satisfactorily completed. The certification shall be signed by the teacher or sponsoring organization of the course showing the number of hours of the course and the number of hours attended. The certification shall be on a form prescribed by the commissioner.

(5) Only classroom courses approved by the department shall qualify to satisfy the continuing professional education requirement of this section.

(6) An individual teaching any approved continuing professional education course shall qualify for the same number of hours of continuing professional education as would be granted to a mortgage loan broker or loan officer taking and satisfactorily completing the course.

(7) For good cause shown, the commissioner may grant an extension during which the continuing education requirement of this section may be completed, but the extension may not exceed one (1) year. What constitutes good cause for the extension of time rests within the discretion of the commissioner.

(8) The certificate of registration of any mortgage loan broker and any loan officer failing to comply with the continuing professional education requirements of this section and who has not been granted an extension of time to comply in accordance with subsection (7) of this section shall terminate and shall be promptly surrendered to the commissioner without demand. The mortgage loan broker or mortgage loan officer shall not originate any mortgage loans while not registered. The commissioner may reinstate the certificate of registration if the mortgage loan broker or loan officer submits proof of compliance with the professional education requirements and pays a reinstatement fee in the amount of one hundred fifty dollars ($150).

Section 7. KRS 294.032 is amended to read as follows:

(1) A license as a mortgage loan company or a mortgage loan broker may be obtained by filing a written application with the commissioner.

(2) The application shall:

(a) Be sworn to;

(b) State the name of the applicant and each of the applicant's affiliates engaged in business as a mortgage loan company or a mortgage loan broker;

(c) State the name under which the applicant will conduct business in Kentucky;

(d) State the location of the applicant's principal office and branch offices in Kentucky;

(e) List the name, residence, and business address of each person having an interest in the business as principal, partner, officer, trustee, and director, specifying the capacity and title of each;

(f) Indicate the general plan and character of the business;

(g) Contain a corporate surety bond or other instrument as prescribed by KRS 294.060;

(h) If applying for a mortgage loan broker license, contain a compiled financial statement of the applicant; or, if applying for a mortgage loan company license, contain a reviewed or audited financial statement of the applicant prepared by a licensed or certified public accountant;

(i) Require payment of the appropriate registration fees; and

(j) Require such other information as the commissioner determines necessary.

(3) No mortgage loan company license may be granted unless the applicant has and maintains, so long as the license is in effect, a minimum, documented funding source of five hundred thousand dollars ($500,000). If a mortgage loan company has a net worth in excess of five hundred thousand dollars ($500,000), an additional funding source is not required.

(4) If a licensee is a person other than a natural person, the license issued to it shall entitle all officers and employees of the person, if a corporation, and all members, partners, trustees, and employees, if an association, partnership, or trust, to engage in the mortgage loan business licensed pursuant to this chapter.

(5) If a licensee desires to establish a branch office in Kentucky not already approved, the licensee shall file a registration statement with the commissioner that includes the address and telephone number of the branch office, the name of the prospective manager, the anticipated opening date, and any other information prescribed by the commissioner.

(6) All applicants for a mortgage loan broker license shall have successfully completed an educational training course, approved by the department, of not less than thirty (30) ***classroom*** hours' duration. Mortgage loan brokers who have held a license for at least one (1) year shall be exempt from this requirement. This section shall not become effective until the department has approved at least one (1) educational training course. This section shall not apply to renewals of existing licenses.

SECTION 8. A NEW SECTION OF KRS CHAPTER 294 IS CREATED TO READ AS FOLLOWS:

The commissioner may deny, suspend, or revoke the registration of a loan officer if the loan officer:

(1) Does not meet or has failed to comply with the provisions of Sections 5 and 6 of this Act;

(2) Has been found guilty of fraud in connection with any transaction governed by this chapter, or is the subject of an administrative cease and desist order or similar order, or a permanent or temporary injunction of any court of competent jurisdiction entered under any other federal or state act applicable to the registrant. The commissioner may not institute a proceeding under this subsection more than one (1) year from the date of the order or injunction relied on, and he may not enter an order under this subsection on the basis of an injunction entered under any other state act unless that order or injunction was based on facts which would currently constitute a ground for an order under this section;

(3) Has made any misrepresentations or false statements to, or concealed any essential or material fact from, any person in the course of acting as a loan officer, or has engaged in a course of business which has worked or tended to work a fraud upon any person or would so operate; or

(4) Has knowingly made or caused to be made to the commissioner any false representation of material fact or has suppressed or withheld from the commissioner any information which the loan officer possesses, and which if submitted by the loan officer would have rendered the loan officer ineligible to be registered under this chapter."

Floor Amendment No. 5 Title to **SB 254**, by Representative Damron:

SB 254, Change title to read "AN ACT relating to education."

Floor Amendment No. 6 Title to **SB 193**, by Representative Stumbo:

SB 193, Amend the title to read as follows: "AN ACT relating to financing of governmental services, making an appropriation therefor, and declaring an emergency.

Floor Amendment No. 6 to the Committee Substitute to **SB 238**, by Representative Damron:

SB 238, On page 5, after line 3, by inserting the following:

"Section 2. The Transportation Cabinet shall erect directional signs that read "Aviation Museum of Kentucky" and shall place the directional signs on United States Route 60 and on Man O'War Boulevard in Fayette County within thirty days after the effective date of this Act."

Floor Amendment No. 12 to the Committee Substitute to **SB 132**, by Representative Damron:

SB 132, On page 34, after line 9, by inserting the following:

"Section 9. KRS 294.010 is amended to read as follows:

Unless the context otherwise requires:

(1) "Affiliate" means any person who directly or indirectly through one (1) or more intermediaries, controls, or is controlled by, or is under common control with another person;

(2) "Department" means the Department of Financial Institutions;

(3) "Commissioner" means the commissioner of financial institutions;

(4) "Mortgage loan" means any loan secured by a mortgage on residential real property or any loan secured by collateral which has a mortgage lien interest in residential real property;

(5) "Residential real property" means any single family residence or multiple dwelling structure containing four (4) or less single dwelling units for four (4) or less family units, living independently of each other, or any single family condominium unit;

(6) "Person" means an individual, a corporation, a partnership, an association, a joint-stock company, a trust where the interest of the beneficiaries is evidenced by a security, an unincorporated organization, a government, a political subdivision of a government, or any other group however organized;

(7) "Mortgage loan company" means any person who directly or indirectly:

(a) Holds himself out as being able to make or purchase loans secured by mortgages on residential real property;

(b) Holds himself out as being able to service loans secured by mortgages on residential real property; and

(c) Holds himself out as being able to buy or sell notes secured by mortgages on residential real property;

(8) ***(a)*** "Mortgage loan broker" means any person who for compensation or gain, or in the expectation of compensation or gain, directly or indirectly:

1.[~~(a)~~] Holds himself out as being able to serve as an agent for any person in an attempt to obtain a loan which will be secured by a mortgage on residential real property; or

2.[~~(b)~~] Holds himself out as being able to serve as an agent for any person who has money to loan, which loan is or will be secured by a mortgage on residential real property***;***

(b) "Mortgage loan broker" does not mean:

1. A person who performs only clerical functions such as delivering a loan application to a mortgage loan broker or mortgage loan company or gathering information related to a mortgage loan application on behalf of the prospective borrower, mortgage loan broker, or mortgage loan company; or

2. A person who performs functions of a loan processor;

(9) "Loan officer" or "originator" means an individual who establishes the rates, terms, and conditions of a loan with a borrower or prospective borrower. The term does not mean:

(a) An individual who performs only clerical functions such as delivering a loan application to a mortgage loan broker or mortgage loan company or gathering information related to a mortgage loan application on behalf of the prospective borrower, mortgage loan broker, or mortgage loan company; or

(b) A person who performs functions of a loan processor;

(10) "Loan processor" means an individual who works under the instruction of a loan officer or mortgage loan broker and performs only clerical functions such as gathering information, requesting information, word processing, sending correspondence, or assembling files; and

(11) "Classroom" means a physical classroom environment in which teachers and participants are physically present for the teaching of a course. Courses taught through the Internet, mail, or correspondence classes shall not be considered to be courses taught in a classroom.

Section 10. KRS 294.020 is amended to read as follows:

(1) The following shall be exempt from this chapter:

(a) Any person duly licensed, chartered, or otherwise subject to regular examination at least once every two (2) years by a state or federal financial institution regulatory agency under the laws of this state or any other state or the United States as a bank, bank holding company, trust company, credit union, savings and loan association, service corporation subsidiary of savings and loan associations, consumer loan or finance company, industrial loan company, insurance company, real estate investment trust as defined in 26 U.S.C. sec. 856, an institution of the farm credit system organized under the Farm Credit Act of 1971 as amended, or ***any*** wholly owned subsidiary ***or any affiliate, or any mortgage loan broker, loan officer, originator, or loan processor employed by any such subsidiary or affiliate,*** of any institution listed in this paragraph if the institution maintains a place of business in Kentucky;

(b) An attorney-at-law licensed to practice law in Kentucky who is not principally engaged in the business of negotiating mortgage loans, when the person renders services in the course of his practice as an attorney-at-law;

(c) Any person doing any act under order of any court;

(d) The United States of America, the Commonwealth of Kentucky, or any other state, and any Kentucky city, county, or other political subdivision, and any agency, division, or corporate instrumentality of any of the foregoing;

(e) The Federal National Mortgage Association (FNMA), the Federal Home Loan Mortgage Corporation (FHLMC), and the Government National Mortgage Association (GNMA);

(f) With the approval of the commissioner, an independent contractor that solicits mortgage loans for only one (1) licensed mortgage loan company or licensed mortgage loan broker may be exempted from obtaining a license under this chapter if:

1. The licensed mortgage loan company or licensed mortgage loan broker notifies the department that it will assume legal responsibility for the actions of the independent contractor in complying with the provisions of KRS Chapter 294; and

2. The licensed mortgage loan company or licensed mortgage loan broker provides the department with proof that its bond will cover the independent contractor; and

(g) Any mortgage loan involving housing initially transferred by certificate of title under KRS Chapter 186A.

(2) The following shall be exempt from all the provisions of this chapter except that they shall be subject to the examination or investigation provisions of KRS 294.170(4), (5), and (6), 294.180, and 294.190 if it appears on grounds satisfactory to the commissioner, on written complaint, that an examination or investigation is necessary, and they shall be subject to the prohibited acts provisions of KRS 294.220 ***and those employees of mortgage loan companies, who are regulated by the Department of Housing and Urban Development, who participate in the origination of a mortgage loan by establishing rates, terms, and conditions of such loans, shall be subject to Sections 12 and 13 of this Act***:

(a) Mortgage loan companies or mortgage loan brokers regulated by the Department of Housing and Urban Development;

(b) Any natural person making a mortgage loan with his or her own funds for the person's own investment without intent to resell the mortgage loan;

(c) Any person doing business under the laws of this state or the United States relating to any broker-dealer, agent, or investment adviser duly registered with the Department of Financial Institutions;

(d) Any person licensed in this state as a real estate broker or real estate sales associate, not actively engaged in the business of negotiating loans secured by real property, when the person renders the services in the course of his or her practice as a real estate broker or real estate associate; and

(e) Any person making less than five (5) mortgage loans per year.

(3) Any person relying upon an exemption under subsection (2)***(a),*** (c)***,*** or (d) of this section shall file with the commissioner a claim of exemption. The commissioner shall thereafter determine the availability of the claimed exemption and he shall not disallow an exemption that is validly claimed.

(4) Any person listed in subsection (1)(a), (b), (c), (d), or (e) of this section shall not be required to file with the commissioner a claim of exemption.

(5) (a) Any natural person making a loan under subsection (2)(b) of this section shall make the following disclosure, on a separate sheet of paper in minimum eighteen (18) point type, to the borrower:

DISCLOSURE

(Name and address of lender) is not licensed or regulated by the Kentucky Department of Financial Institutions.

(Name of lender) is making this mortgage loan with his or her own funds, for the person's own investment, without intent to resell the mortgage loan.

(The phone number and address of the Kentucky Department of Financial Institutions.)

(b) A copy of the disclosure, signed by the borrower, shall be maintained by the natural person for a period not to exceed three (3) years after the date the mortgage loan is paid in full.

(c) This subsection shall not apply to a natural person under subsection (2)(b) of this section making less than five (5) mortgage loans per year.

Section 11. KRS 294.030 is amended to read as follows:

(1) (a) It is unlawful for any person to transact business in this state, either directly or indirectly, as a mortgage loan company or mortgage loan broker if he is not licensed under this chapter ***and registered in accordance with Section 12 of this Act***, unless that person is exempt under KRS 294.020 and, if required by KRS 294.020(3) to file a claim of exemption, has filed a claim of exemption and the filed claim of exemption has been allowed by the commissioner.

(b) It is unlawful for any natural person to make a loan under KRS 294.020(2)(b) without making the disclosure required by KRS 294.020(5).

(c) It is unlawful for any loan officer to originate mortgage loans in Kentucky unless the loan officer is registered in accordance with Section 12 of this Act, unless that person is exempt under Section 10 of this Act.

(2) Neither the fact that a license has been issued nor the fact that any person, business, or company is effectively registered, constitutes a finding by the commissioner that any document filed under this chapter is true, complete, and not misleading.

Nor does such fact directly or indirectly imply approval of the registrant by the commissioner or the Commonwealth of Kentucky. It is unlawful to make or cause to be made to any prospective customer or client any representation inconsistent with this subsection.

(3) Any person who willfully transacts business in this state in violation of subsection (1) of this section shall have no right to collect, receive, or retain any interest or charges whatsoever on a loan contract, but the unpaid principal of the loan shall be paid in full.

SECTION 12. A NEW SECTION OF KRS CHAPTER 294 IS CREATED TO READ AS FOLLOWS:

(1) Beginning July 1, 2003, and annually thereafter, no mortgage loan broker and no loan officer shall originate mortgage loans in Kentucky unless the individual is registered with the department and has been issued a certificate of registration by the department. The department shall maintain a registry of all mortgage loan brokers and loan officers originating mortgage loans in Kentucky. The department shall issue a certificate of registration to all registered mortgage loan brokers and loan officers.

(2) The registration shall:

(a) Be on a form prescribed by the commissioner;

(b) Be accompanied by a registration fee in the amount of fifty dollars ($50) which shall be used solely by the department to establish and maintain the registry system required by this section and any excess funds shall be retained by the department and shall not lapse to the general fund;

(c) In the case of loan officers, be accompanied by satisfactory evidence that the applicant has successfully completed twelve (12) classroom hours of education courses related directly to the mortgage loan process approved by the commissioner. This paragraph shall not apply to renewals of existing certificates of registration; and

(d) Beginning July 1, 2004, in the case of renewals of certificate of registrations by registered mortgage loan brokers and registered loan officers, be accompanied by satisfactory evidence that the individual has successfully met the continuing education requirements of Section 13 of this Act and a renewal fee in the amount of fifty dollars ($50) which shall be used solely by the department to establish and maintain the registry system required by this section and any excess funds shall be retained by the department and shall not lapse to the general fund.

(3) All mortgage loan brokers and loan officers subject to the registration requirements of this section shall also be subject to KRS 294.090(1), (3), (6), (7), (8), (10), (11), and (12), 294.220(1) and (2), and 294.990.

SECTION 13. A NEW SECTION OF KRS CHAPTER 294 IS CREATED TO READ AS FOLLOWS:

(1) Beginning July 1, 2003, all registered mortgage loan brokers and registered loan officers shall complete at least twelve (12) classroom hours of continuing professional education by June 30, 2004, and annually thereafter.

(2) Up to twelve (12) classroom hours of continuing professional education may be carried forward from one (1) continuing education year to the next continuing education year. The continuing education year shall begin on July 1 and end on June 30 of the following year.

(3) Fifty (50) minutes of classroom contact shall equal one (1) hour of continuing professional education. Course sponsors shall maintain records of attendees for two (2) years after the course.

(4) Every registered mortgage loan broker and every registered loan officer subject to this section shall furnish to the commissioner written certification as to the continuing professional education courses satisfactorily completed. The certification shall be signed by the teacher or sponsoring organization of the course showing the number of hours of the course and the number of hours attended. The certification shall be on a form prescribed by the commissioner.

(5) Only classroom courses approved by the department shall qualify to satisfy the continuing professional education requirement of this section.

(6) An individual teaching any approved continuing professional education course shall qualify for the same number of hours of continuing professional education as would be granted to a mortgage loan broker or loan officer taking and satisfactorily completing the course.

(7) For good cause shown, the commissioner may grant an extension during which the continuing education requirement of this section may be completed, but the extension may not exceed one (1) year. What constitutes good cause for the extension of time rests within the discretion of the commissioner.

(8) The certificate of registration of any mortgage loan broker and any loan officer failing to comply with the continuing professional education requirements of this section and who has not been granted an extension of time to comply in accordance with subsection (7) of this section shall terminate and shall be promptly surrendered to the commissioner without demand. The mortgage loan broker or mortgage loan officer shall not originate any mortgage loans while not registered. The commissioner may reinstate the certificate of registration if the mortgage loan broker or loan officer submits proof of compliance with the professional education requirements and pays a reinstatement fee in the amount of one hundred fifty dollars ($150).

Section 14. KRS 294.032 is amended to read as follows:

(1) A license as a mortgage loan company or a mortgage loan broker may be obtained by filing a written application with the commissioner.

(2) The application shall:

(a) Be sworn to;

(b) State the name of the applicant and each of the applicant's affiliates engaged in business as a mortgage loan company or a mortgage loan broker;

(c) State the name under which the applicant will conduct business in Kentucky;

(d) State the location of the applicant's principal office and branch offices in Kentucky;

(e) List the name~~,~~ residence, and business address of each person having an interest in the business as principal, partner, officer, trustee, and director, specifying the capacity and title of each;

(f) Indicate the general plan and character of the business;

(g) Contain a corporate surety bond or other instrument as prescribed by KRS 294.060;

(h) If applying for a mortgage loan broker license, contain a compiled financial statement of the applicant; or, if applying for a mortgage loan company license, contain a reviewed or audited financial statement of the applicant prepared by a licensed or certified public accountant;

(i) Require payment of the appropriate registration fees; and

(j) Require such other information as the commissioner determines necessary.

(3) No mortgage loan company license may be granted unless the applicant has and maintains, so long as the license is in effect, a minimum, documented funding source of five hundred thousand dollars ($500,000). If a mortgage loan company has a net worth in excess of five hundred thousand dollars ($500,000), an additional funding source is not required.

(4) If a licensee is a person other than a natural person, the license issued to it shall entitle all officers and employees of the person, if a corporation, and all members, partners, trustees, and employees, if an association, partnership, or trust, to engage in the mortgage loan business licensed pursuant to this chapter.

(5) If a licensee desires to establish a branch office in Kentucky not already approved, the licensee shall file a registration statement with the commissioner that includes the address and telephone number of the branch office, the name of the prospective manager, the anticipated opening date, and any other information prescribed by the commissioner.

(6) All applicants for a mortgage loan broker license shall have successfully completed an educational training course, approved by the department, of not less than thirty (30) ***classroom*** hours' duration. Mortgage loan brokers who have held a license for at least one (1) year shall be exempt from this requirement. This section shall not become effective until the department has approved at least one (1) educational training course. This section shall not apply to renewals of existing licenses.

SECTION 15. A NEW SECTION OF KRS CHAPTER 294 IS CREATED TO READ AS FOLLOWS:

The commissioner may deny, suspend, or revoke the registration of a loan officer if the loan officer:

(1) Does not meet or has failed to comply with the provisions of Sections 12 and 13 of this Act;

(2) Has been found guilty of fraud in connection with any transaction governed by this chapter, or is the subject of an administrative cease and desist order or similar order, or a permanent or temporary injunction of any court of competent jurisdiction entered under any other federal or state act applicable to the registrant. The commissioner may not institute a proceeding under this subsection more than one (1) year from the date of the order or injunction relied on, and he may not enter an order under this subsection on the basis of an injunction entered under any other state act unless that order or injunction was based on facts which would currently constitute a ground for an order under this section;

(3) Has made any misrepresentations or false statements to, or concealed any essential or material fact from, any person in the course of acting as a loan officer, or has engaged in a course of business which has worked or tended to work a fraud upon any person or would so operate; or

(4) Has knowingly made or caused to be made to the commissioner any false representation of material fact or has suppressed or withheld from the commissioner any information which the loan officer possesses, and which if submitted by the loan officer would have rendered the loan officer ineligible to be registered under this chapter."

Floor Amendment No. 11 to the Committee Substitute to **SB 132**, by Representative Damron:

SB 132, On page 34, after line 9, by inserting the following:

"Section 9. The month of February is designated as Character Education month and the Department of Education is encouraged to publicize and promote the efforts of Kentucky public schools to instill the core values of self-sufficiency, altruism, citizenship, courtesy, honesty, human worth, justice, knowledge, respect, responsibility, and self-discipline in Kentucky students."

Floor Amendment No. 10 Title to **SB 132**, by Representative Damron:

SB 132, Change title to read "AN ACT relating to education."

Floor Amendment No. 7 to the Committee Substitute to **SB 193**, by Representative Stumbo:

SB 193, On page 25, after line 23 by inserting the following:

"Section 13. The General Assembly determines that in order to be in a position to attract a major industrial facility to be located in the Commonwealth, there is appropriated from the General Fund $988,000 in fiscal year 2002-2003, and $1,975,000 in fiscal year 2003-2004 to support $20,000,000 in fiscal year 2002-2003 in Economic Development Bond Funds to purchase at least 1,000 acres of property on a large contiguous tract of land suitable for economic development with immediate access to rail service and an interstate highway. In the event that the tract of land authorized to be acquired is not needed for the major industrial facility described in this section, the tract shall not be authorized for any other development except upon expressed approval by the General Assembly in a Regular or Special Session.

Section 14. In the event that the Commonwealth is, within one year of the effective date of this Act, successful in attracting a major manufacturing facility or facilities which will create at least 1,800 jobs and enhance the generation of revenue and improve the economic infrastructure of the Commonwealth, there is appropriated from the General Fund $4,591,000 in fiscal year 2002-2003, and $9,181,000 in fiscal year 2003-2004 to support $93,000,000 in fiscal year 2002-2003 in Economic Development Bond Funds to facilitate the creation of employment opportunities and may include but not be limited to site development, construction of facilities, the procurement of equipment, the provision of utilities and road improvements, and job skills training. In addition to the appropriation described in this section, there is appropriated from the General Fund $496,000 in fiscal year 2003-2004 to support $5,000,000 in fiscal year 2002-2003 in economic development bonds for project contingencies essential to the attraction of the major manufacturing facility.

Section 15. The General Assembly determines that in order to facilitate timely acquisition of property to support the attraction of a major manufacturing facility, there is appropriated from the General Fund $248,000 in fiscal year 2002-2003, and $496,000 in fiscal year in 2003-2004 to support $5,000,000 in fiscal year 2002-2003 in economic development bonds.

Section 16. The General Assembly determines that in order to insure the availability of adequate loan funds for the Kentucky Economic Development Finance Authority there is appropriated from the General Fund $2,247,000 in fiscal year 2003-2004 to support $20,000,000 in fiscal year 2002-2003 in bond funds for the Kentucky Economic Development Finance Authority Bond Pool.

Section 17. The General Assembly directs that restricted funds in the Kentucky Economic Development Finance Authority of $5,827,000 in fiscal year 2002-2003, and $14,395,000 in fiscal year 2003-2004 shall be transferred to the credit of the General Fund.

Section 18. Whereas the General Assembly has determined that the opportunity to attract a major manufacturing facility and the subsequent quality jobs this facility will create is in the public interest, an emergency is declared to exist, and Sections 13 through 17 of this Act take effect upon its passage and approval by the Governor or upon its otherwise becoming law."

Floor Amendment No. 6 to Floor Amendment No. 4 to **SB 169**, by Representative Lindsay:

SB 169, On page 5, line 18, following "***No person***" to insert "***, except for a utility which is not subject to regulation as provided in subsection (3) of Section 1 of this Act, owned by a municipality,***".

Floor Amendment No. 1 to **SB 219**, by Representative Damron:

SB 219, On page 3 , after line 25 , by inserting the following:

"Section 4. KRS 199.520 is amended to read as follows:

(1) After hearing the case, the court shall enter a judgment of adoption, if it finds that the facts stated in the petition were established; that all legal requirements, including jurisdiction, relating to the adoption have been complied with; that the petitioners are of good moral character, of reputable standing in the community and of ability to properly maintain and educate the child; and that the best interest of the child will be promoted by the adoption and that the child is suitable for adoption. In the judgment, the name of the child shall be changed to conform with the prayer of the petition. The judgment and all orders required to be entered and recorded in the order book, including the caption, shall contain only the names of the petitioners and the proposed adopted name of the child, without any reference to its former name or the names of its birth parents.

(2) Upon entry of the judgment of adoption, from and after the date of the filing of the petition, the child shall be deemed the child of petitioners and shall be considered for purposes of inheritance and succession and for all other legal considerations, the natural child of the parents adopting it the same as if born of their bodies. Upon granting an adoption, all legal relationship between the adopted child and the biological parents shall be terminated except the relationship of a biological parent who is the spouse of an adoptive parent.

(3) The clerk of the court shall notify the cabinet of any action of the court with respect to entering a judgment granting an adoption, the amendment of an adoption, or the denial or dismissal of a petition for adoption.

(4) (a) The health history ***and other nonidentifying background information*** of biological parents and blood relatives of the adopted person, in writing, on a standardized form, provided by the cabinet, if known, shall be given by the cabinet or child-placing agency which has the information to the adoptive parents and to the Circuit Court not later than the date of finalization of the adoption proceedings. This information shall include the results of any tests for HIV or hepatitis A, B, and C; and

(b) The information provided for in paragraph (a) of this subsection, if known, shall, upon the request in person or in writing of the adult adopted person be made available in writing to that person. The information shall not be made available if it is of a nature that would tend to identify the biological parents of the adopted person except as provided in KRS 199.570 and 199.572.".

Floor Amendment No. 2 Title to **SB 219**, by Representative Damron:

SB 219, Amend the title to read: "AN ACT relating to birth information."

Floor Amendment No. 8 to the Committee Substitute to **SB 193**, by Representative Pullin:

SB 193, On page 25, after line 23, insert the following:

"SECTION 13. A NEW SECTION OF KRS CHAPTER 132 IS CREATED TO READ AS FOLLOWS:

Motor vehicles assessed under KRS 132.485 shall be exempt from state ad valorem taxes beginning with the January 1, 2003, assessment date.".

Floor Amendment No. 28 to **HB 507**, by Representative Wilkey:

HB 507, On page 15, by inserting the following prior to the number "24.";

"In addition to all the other reporting requirements of KRS Chapters 121 and 121A, all gubernatorial slates, slates' campaign committees, or slates' fundraisers subject to KRS 121A.020 shall file a report of any of the following transactions within twenty-four (24) hours after the transaction is made, if made during the twenty-eight (28) days immediately preceding a primary or regular election, or if made during the fourteen (14) days immediately preceding a runoff primary: (1) Any contribution within the meaning of KRS 121A.010 from the personal moneys of a member of a slate of candidates that has been deposited in the campaign account; (2) Any deposit of funds to the slate's campaign account that may be attributed to the personal moneys of a member of the slate of candidates; or (3) Any expenditure or disbursement authorized, incurred, committed to, reserved for, or made by an authorized agent of any slate of candidates for the purpose of advertising, including the reservation of time or space for the purchase of advertising, from any newspaper, magazine, owner or lessor of billboards, radio or television station or network, direct mail vendor, or other business organization offering communications or advertising services for hire.

Notwithstanding any provision of KRS Chapter 121A or 121, a qualifying slate that has received a transfer from the election campaign fund established under KRS 121A.030, and that has received qualifying contributions in excess of the maximum threshold qualifying amount under KRS 121A.060(1) in a primary or general election may, in lieu of disposing of qualifying contributions in excess of the maximum threshold qualifying amount in the manner provided by KRS 121A.060, elect either to retain the contributions in excess of the maximum threshold amount up to the expenditure limit provided in KRS 121A.030(1); or place the contributions in a reserve account. If the qualifying slate elects to retain the contributions up to the expenditure limit provided by KRS 121A.030(1), any matching funds to which it is entitled from the campaign election fund shall be reduced, dollar for dollar, by the amount of retained contributions that exceeds the maximum threshold amount under KRS 121A.060(1). If the qualifying slate elects to place the contributions in a reserve account, then those funds shall remain in the reserve account until the Registry determines under KRS 121A.080 that a slate that has not accepted the provisions of this chapter has exceeded the contribution or expenditure limit under KRS 121A.030(1) in a primary, runoff primary, or general election, at which time the qualifying slate may transfer the reserve account funds to the campaign account, and the funds shall then become qualifying contributions for purposes of receiving matching transfers from the election campaign fund. If the registry makes no determination under KRS 121A.080 that a slate that has not accepted the provisions of this chapter has exceeded the contribution or expenditure limit under KRS 121A.030(1), the qualifying slate shall forward to the Registry for deposit in the election campaign fund established under KRS 121A.020 all excess contributions in the reserve account, except that: (1) If a qualifying slate wins the primary nomination and has a reserve account balance at the end of the primary election, the slate may transfer funds from the reserve account to the campaign account, up to the maximum qualifying threshold contribution limit under KRS 121A.060, and those funds may then become qualifying contributions for purposes of receiving transfers from the election campaign fund for the regular election, and any remaining balance shall be retained in the reserve account; or (2) If a qualifying slate is involved in a runoff primary and has a reserve account balance at the end of the primary election, the slate may transfer funds from the reserve account to the campaign account, and those funds may then become qualifying contributions for purposes of receiving transfers from the election campaign fund for the runoff primary election, and any remaining balance shall be retained in the reserve account. For purposes of this section, "reserve account" means a bank account, separate and distinct from the candidate campaign account, maintained by a participating slate that has received transfers from the fund, for the purpose of retaining qualifying contributions in excess of the maximum threshold qualifying amount under KRS 121A.060 for use in a primary, runoff primary, or general election.

Notwithstanding KRS 121A.080(2), 121A.080(4), or any other section of KRS Chapter 121A to the contrary, in a runoff primary election, a qualifying slate of candidates that is released from the expenditure limits in a runoff primary shall be eligible for transfers from the fund in excess of three hundred thousand dollars ($300,000), and shall be eligible to accept qualifying contributions for the runoff primary, and any funds in a reserve account that have been transferred to the campaign account shall be qualifying contributions for purposes of receiving transfers from the fund at a two (2) for one (1) matching ratio.

Notwithstanding the provisions of KRS 121A.030(5) and KRS 121.150(24), no slate of candidates for Governor and Lieutenant Governor shall knowingly accept any campaign contribution during the fourteen (14) days immediately preceding a primary or general election and during the seven (7) days immediately preceding a runoff primary, except for a qualifying slate that qualifies under the provisions of KRS 121A.030(5)(a) for a release from the expenditure limitations or a reduction in the matching rate of fund transfers under the provisions of KRS 121A.030(5)(b)."

Floor Amendment No. 6 to the Committee Substitute to **SB 123**, by Representative Jenkins:

SB 123, On page 16, line 27, before "In" by inserting "***Other provisions of the Kentucky Revised Statutes notwithstanding,***".

Announcements

The following meeting was announced:

Free Conference Committee Meeting on **HB 174**: Tuesday, April 2, 2002, noon, Senator Kelly's Office

Adjournment

Representative Stumbo moved that the House adjourn until 1:00 p.m. on Tuesday, April 2, 2002.

The motion that the House adjourn until 1:00 p.m., Tuesday, April 2, 2002, was adopted by voice vote.

TUESDAY, APRIL 2, 2002

FIFTY-NINTH LEGISLATIVE DAY

The House was called to order by Speaker Richards.

Prayer by Reverend David Hinson, First Baptist Church, Frankfort, Kentucky.

The Speaker led the members in the Pledge of Allegiance to the Flag.

The roll was called. All members present except Representatives Branham, Hall, and Riggs.

Representative Ballard moved that the absent members be granted leave of absence in accordance with the rules of the House. Agreed.

Representative Ballard moved that the reading of the Journal of Monday, April 1, 2002, be dispensed with and the same approved. Agreed.

Representative Ballard moved that the Rules be suspended for the purpose of making a motion concerning co-sponsors. Agreed.

Representative Ballard moved that all properly filed co-sponsor requests be approved. Agreed.

A Free Conference Committee Report No. 3 was filed on **HB 507**, signed by Senate members only.

A Free Conference Committee Report No. 2 was filed on **HB 507**, signed by House members only.

Introduction of Bills and Resolutions

HR 288, by Representative Comer: A RESOLUTION adjourning the House of Representatives in loving memory and honor of the Reverend Monsignor George K. Bowling.

HR 289, by Representative C. Belcher: A RESOLUTION memorializing Staff Sergeant Larry Gene Kier.

HR 290, by Representatives Jenkins and Marzian: A RESOLUTION adjourning the House of Representatives in honor of the dedicated nurses of the Commonwealth of Kentucky.

Reference of Bills and Resolutions

The Clerk reported that the Committee on Committees has referred the following Resolution:

Education: **HCR 285, 286**

House Floor: **HR 280, 287**

Report On Enrolled Bills

The Committee on Enrollment reported that **HB 59, HB 106, HB 133, HB 190, HB 202, HB 338, HB 348, HB 376, HB 487, HB 521, HB 595, HB 637, HB 809,** and **HCR 13** have been examined and found correctly enrolled. Said Bills and Resolution were read at length, compared and signed in open session by the Speaker, and ordered delivered to the Senate. (Time - 1:40 p.m.)

Recess

Representative Barrows moved that the House recess for 30 minutes. Agreed.

At the appointed hour, the Speaker resumed the Chair and called the House to order.

Senate Message

Message received in regard to **HB 659**: The Senate has refused to recede from its Senate Floor Amendment No. 1 to **HB 659** and is respectfully asking for a Conference Committee to be appointed. The Senate has appointed the following members to serve on the Conference Committee on **HB 659**: Senators Seum, Denton, Tori, and Neal. (Time: 2:45 p.m.)

Report On Enrolled Bills (Continued)

The Committee on Enrollment reported that **HB 59, HB 106, HB 133, HB 190, HB 202, HB 338, HB 348, HB 376, HB 487, HB 521, HB 595, HB 637, HB 809,** and **HCR 13** were delivered to the Senate and signed by the President. Delivered to the Governor on April 2, 2002, at 2:41 p.m.

The Speaker announced the appointment of the following members to a Conference Committee on **HB 659**: Representative L. Clark, Chair; Representatives Heleringer, Horlander, and Marzian.

Report On Enrolled Bills (Continued)

The Committee on Enrollment reported that **SB 11, SB 25, SB 139, SB 184, SB 289, SB 192, SB 203, SB 227, SB 197, SB 55, SB 41, SB 168, SB 185, SB 219, SB 243, SCR 142,** and **SCR 185** have been examined and found correctly enrolled. Said Bills and Resolution were read at length, compared and signed in open session by the Speaker, and ordered delivered to the Senate. (Time -3:02 p.m.)

Orders of the Day

SB 120, with Committee Substitute, attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Stumbo moved that **SB 120** be returned to the Orders of the Day and retain its position therein. Agreed.

SB 123, with Committee Substitute, Committee Amendment, and Floor Amendments attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Hoover rose to a point of order. Representative Hoover noted that since the motion to reconsider the vote by which **SB 123** was defeated was made last Friday, there has been no subsequent motion to place **SB 123** back in the Orders of the Day. Representative Hoover asked the Speaker if current consideration of this bill is proper.

Representative Stumbo moved that the rules be suspended to place **SB 123** in the Orders of the Day for consideration today. Agreed.

Representative Hoover rose to a point of order. Representative Hoover noted that Section 468 of Masons Manual, which applies pursuant to House Rule 75, says that when a motion to reconsider is passed, the question immediately recurs upon the question reconsidered. Representative Hoover asked the chair to rule if today, Tuesday, is immediate to Friday when the motion to reconsider was passed.

The Speaker ruled that taking action on **SB 123** now would be considered immediate action.

Representative Hoover rose to a point of order. Representative Hoover stated that since the motion to reconsider was passed then according to Section 468 of Masons Manual, that question immediately recurs back to the body. Pursuant to Section 351, the effect of ordering the previous question is to close the debate and present the moving of further amendments.

Representative Hoover asked the Speaker to rule that this is now nondebatable and there can be no amendments attached to it.

The Speaker ruled that **SB 123** is in order and had been properly placed back in the Orders of the Day on last Friday and is now before this body.

Representative Treesh rose to a point of order. Representative Treesh stated that House Rule 76 states that a suspension of the rules for purpose affecting the passage of a bill requires a majority of the members elected and a roll call vote. Representative Treesh asked for a roll call vote on the suspension of the rules.

The Speaker stated that a review of the Clerk's records indicates that a motion to return **SB 123** to the Orders of the Day had been properly made at the time of the motion for reconsideration.

The Speaker ruled that this negated the need for a suspension of the rules. Representative Jenkins moved the adoption of the Committee Substitute to **SB 123**. Agreed.

Representative Jenkins moved the adoption of Floor Amendment No. 3 to **SB 123**. Agreed.

Representative Jenkins moved that **SB 123**, by way of Committee Substitute, as amended, be passed.

On the roll call the vote was: **Yeas 48, Nays 43**. (See April 2, 2002, roll call on **SB 123** - Appendix.)

SB 123, by way of Committee Substitute, as amended, was passed.

Representative Jenkins moved the adoption of Floor Amendment No. 1 Title to **SB 123**. Agreed.

Representative Jenkins moved that the vote by which **SB 123**, by way of Committee Substitute, as amended, was passed be reconsidered and said motion be placed on the table. Agreed.

SB 210, with Floor Amendments attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative L. Belcher moved that **SB 210**, be passed.

Representative Palumbo moved that the rules be suspended to consider Floor Amendment No. 2 to **SB 210**.

On the roll call the vote was: **Yeas 50, Nays 29**. (See April 2, 2002, roll call for the motion on Floor Amendment No. 2 on **SB 210** - Appendix.)

The motion to consider Floor Amendment No. 2 to **SB 210** was rejected.

Representative L. Belcher moved that **SB 210**, be passed.

On the roll call the vote was: **Yeas 69, Nays 26**. (See April 2, 2002, roll call on **SB 210** - Appendix.)

SB 210, was passed and the title agreed to.

Representative L. Belcher moved that the vote by which **SB 210**, was passed be reconsidered and said motion be placed on the table. Agreed.

Representative Stumbo moved that the rules be suspended to act on a Conference Committee Report. Agreed.

Representative Stumbo moved the adoption of the following Conference Committee Report on **HB 659**. Agreed.

The Conference Committee on **HB 659** has met as provded in the Rules of the House and Senate and hereby reports the following to be adopted: Cannot agree.

Signed: April 2, 2002 - Representatives L. Clark, Heleringer, Horlander, and Marzian; Senators Seum, Denton, Tori, and Neal. The above-named members, in separate votes by house, all concur in the provisions of this report.

HB 659 Conference Committee Report was adopted by voice vote.

The Speaker announced the appointment of the previous appointed members of the Conference Committee to be on the Free Conference Committee on **HB 659**.

Senate Message (Continued)

Message received in regard to **SB 193**: **SB 193** returned with the following message: The Senate has refused to concur in the House Committee Substitute, House Floor Amendment No. 3, House Floor Amendment No. 5, House Floor Amendment No. 7, and House Floor Amendment No. 6 Title, and respectfully returns it with the request that this Honorable Body recede from the Amendments. (Time: 3:20 p.m.)

Orders of the Day (Continued)

HB 126 with Senate Committee Substitute attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage for concurrence or non concurrence in Senate amendment. Agreed.

The Senate Committee Substitute to **HB 126**, is as follows:

HB 126, AN ACT relating to the provision of health care services in the schools.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

SECTION 1. A NEW SECTION OF KRS CHAPTER 156 IS CREATED TO READ AS FOLLOWS:

(1) The Department of Education shall provide leadership and assistance to local school districts relating to student health services. The department, working in cooperation with the Department for Public Health, shall provide, contract for services, or identify resources to improve student health services, including but not limited to the following:

- *(a) Standardized protocols and guidelines for health procedures to be performed by health professionals and school personnel. The protocols and guidelines shall include, but not be limited to, the following:*
  - *1. The delegation of nursing functions consistent with administrative regulations promulgated by the Kentucky Board of Nursing;*
  - *2. Training of designated nonmedical school personnel; and*
  - *3. Appropriate documentation and recordkeeping including, but not limited to, notification to school administrators and parents or guardians of the provision of health services by a school employee, including certification of medical necessity for health services signed by a health care professional, and informed consent for the provision of health services by a parent or guardian.*

  A copy of the protocols and guidelines shall be made available to each school in the Commonwealth and shall be maintained by each school in the school's library;
- *(b) Consultation, technical assistance, and development of quality improvement measures for the state and local boards of education, individual public schools, and local health departments;*
- *(c) Facilitation of statewide and local data collection and reporting of school health services; and*
- *(d) Information and resources that relate to the provision of school health services.*

(2) The Department of Education shall establish a position to assist in carrying out the responsibilities required under subsection (1) of this section. The position may be established with existing personnel resources, or by contract, with an individual who:

- *(a) Holds, at a minimum, a bachelor's degree in nursing with a master's degree in nursing or a related field from an accredited postsecondary institution; and*
- *(b) Is a registered nurse licensed under the provisions of KRS Chapter 314.*

(3) The Department of Education shall provide fifty percent (50%) of the costs for the position required by subsection (2) of this section and the Department for Public Health shall provide the remaining fifty percent (50%) for the position. The Department of Education may enter into a contractual arrangement, such as a Memorandum of Agreement, with the Department for Public Health to share the costs.

SECTION 2. A NEW SECTION OF KRS CHAPTER 156 IS CREATED TO READ AS FOLLOWS:

(1) As used in this section:

- *(a) "Health services" means the provision of direct health care, including the administration of medication; the operation, maintenance, or health care through the use of medical equipment; or the administration of clinical procedures. "Health services" does not include first aid or emergency procedures; and*
- *(b) "School employee" means an employee of the public schools of this Commonwealth.*

(2) Health services shall be provided, within the health care professional's current scope of practice, in a school setting by:

- *(a) A physician who is licensed under the provisions of KRS Chapter 311;*
- *(b) An advanced registered nurse practitioner, registered nurse, or licensed practical nurse who is licensed under the provisions of KRS Chapter 314; or*
- *(c) A school employee who is delegated responsibility to perform the health service by a physician, advanced registered nurse practitioner, or registered nurse; and*
  - *1. Has been trained by the delegating physician or delegating nurse for the specific health service, if that health service is one that could be delegated by the physician or nurse within his or her scope of practice; and*
  - *2. Has been approved in writing by the delegating physician or delegating nurse. The approval shall state that the school employee consents to perform the health service when the employee does not have the administration of health services in his or her contract or job description as a job responsibility, possesses sufficient training and skills, and has demonstrated competency to safely and effectively perform the health service. The school employee shall acknowledge receipt of training by signing the approval form. A copy of the approval form shall be maintained in the student's record and the personnel file of the school employee. A delegation to a school employee under this paragraph shall be valid only for the current school year.*

(3) If no school employee has been trained and delegated responsibility to perform a health service, the school district shall make any necessary arrangement for the provision of the health service to the student in order to prevent a loss of a health service from affecting the student's attendance or program participation. The school district shall continue with this arrangement until appropriate school personnel are delegated the responsibility for health care in subsection (2) of this section.

(4) A school employee who has been properly delegated responsibility for performing a medical procedure under Section 2 of this Act shall act as an agent of the school and be granted liability protection under the Federal Paul P. Coverdell Teacher Liability Protection Act of 2001, Public Law 107-110, unless the claimant establishes by clear and convincing evidence that harm was proximately caused by an act or omission of the school employee that constitutes negligence, willful or criminal misconduct, or a conscious, flagrant indifference to the rights and safety of the individual harmed.

(5) Nothing in this section shall be construed to deny a student his or her right to attend public school and to receive public school services, or to deny, prohibit, or limit the administration of emergency first aid or emergency procedures.

SECTION 3. A NEW SECTION OF KRS CHAPTER 211 IS CREATED TO READ AS FOLLOWS:

(1) The Department for Public Health shall provide fifty percent (50%) of the costs for the position created in subsection (2) of Section 1 of this Act. The Department for Public Health may enter into a contractual arrangement, such as a Memorandum of Agreement, with the Department of Education to share the costs.

(2) The Department for Public Health shall provide access, information, assistance, and support to the education school nurse consultant necessary to assist and support the Department of Education to fulfill the duties specified in Section 1 of this Act.

(3) It is the intent of the General Assembly that there be no duplication of services or duties between the Department of Education and the Department for Public Health relating to school health services and that the position created in subsection (2) of Section 1 of this Act serve as a technical advisor and liaison among state agencies, local school districts, and local health departments.

Representative Marzian moved that the House concur in the Senate Committee Substitute to **HB 126**. Agreed

Representative Marzian moved that **HB 126**, by way of Senate Committee Substitute, be passed.

On the roll call the vote was: **Yeas 93, Nays 0**. (See April 2, 2002, Message received on roll call on **HB 126** - Appendix)

HB 126, by way of Senate Committee Substitute, was passed and the title agreed to.

Representative Marzian moved that the vote by which **HB 126**, by way of Senate Committee Substitute, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 144, with Senate Floor Amendments attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage for concurrence or non concurrence in Senate amendments. Agreed.

The Senate Floor No. 1 to **HB 144** is as follows:

HB 144, On page 13, line 17 after "*court*" insert "*or legislative body of a consolidated local government, urban-county government, or charter government*"; and

On page 13, line 21 after "*court*" insert "*or legislative body of a consolidated local government, urban-county government, or charter government*".

Representative Geveden moved that the House concur in the Senate Floor Amendment No. 1 to **HB 144**. Agreed.

The Senate Floor No. 2 to **HB 144** is as follows:

HB 144, On page 6, line 10, after "*to*" insert "*the conditions of*".

Representative Geveden moved that the House concur in the Senate Floor Amendment No. 2 to **HB 144**. Agreed.

Representative Geveden moved that **HB 144**, as amended by the Senate, be passed.

On the roll call the vote was: **Yeas 97, Nays 0**. (See April 2, 2002, roll call on **HB 144** - Appendix.)

HB 144, as amended by the Senate, was passed and the title agreed to.

Representative Geveden moved that the vote by which **HB 144**, as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 188 with Senate Committee Substitute attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage for concurrence or non concurrence in Senate amendment. Agreed.

The Senate Committee Substitute to **HB 188**, is as follows:

HB 188, AN ACT relating to protecting the public safety when licensing an operator of a motor vehicle.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 186.010 is amended to read as follows:

(1) "Cabinet," as used in KRS 186.400 to 186.640, means the Transportation Cabinet; except as specifically designated, "cabinet," as used in KRS 186.020 to 186.270, means the Transportation Cabinet only with respect to motor vehicles, other than commercial vehicles; "cabinet," as used in KRS 186.020 to 186.270, means the Department of Vehicle Regulation when used with respect to commercial vehicles.

(2) "Highway" means every way or place of whatever nature when any part of it is open to the use of the public, as a matter of right, license, or privilege, for the purpose of vehicular traffic.

(3) "Manufacturer" means any person engaged in manufacturing motor vehicles who will, under normal conditions during the year, manufacture or assemble at least ten (10) new motor vehicles.

(4) "Motor vehicle" means in KRS 186.020 to 186.260, all vehicles, as defined in paragraph (a) of subsection (8) of this section, which are propelled otherwise than by muscular power. As used in KRS 186.400 to 186.640, it means all vehicles, as defined in paragraph (b) of subsection (8) of this section, which are self-propelled. "Motor vehicle" shall not include a moped as defined in this section.

(5) "Moped" means either a motorized bicycle whose frame design may include one (1) or more horizontal crossbars supporting a fuel tank so long as it also has pedals, or a motorized bicycle with a step-through type frame which may or may not have pedals rated no more than two (2) brake horsepower, a cylinder capacity not exceeding fifty (50) cubic centimeters, an automatic transmission not requiring clutching or shifting by the operator after the drive system is engaged, and capable of a maximum speed of not more than thirty (30) miles per hour.

(6) "Operator" means any person in actual control of a motor vehicle upon a highway.

(7) (a) "Owner" means a person who holds the legal title of a vehicle or a person who pursuant to a bona fide sale has received physical possession of the vehicle subject to any applicable security interest.

(b) A vehicle is the subject of an agreement for the conditional sale or lease, with the vendee or lessee entitled to possession of the vehicle, upon performance of the contract terms, for a period of three hundred sixty-five (365) days or more and with the right of purchase upon performance of the conditions stated in the agreement and with an immediate right of possession vested in the conditional vendee or lessee, or if a mortgagor of a vehicle is entitled to possession, the conditional vendee or lessee or mortgagor shall be deemed the owner.

(c) A licensed motor vehicle dealer who transfers physical possession of a motor vehicle to a purchaser pursuant to a bona fide sale, and complies with the requirements of KRS 186A.220, shall not be deemed the owner of that motor vehicle solely due to an assignment to his dealership or a certificate of title in the dealership's name. Rather, under these circumstances, ownership shall transfer upon delivery of the vehicle to the purchaser, subject to any applicable security interest.

(8) (a) "Vehicle," as used in KRS 186.020 to 186.260, includes all agencies for the transportation of persons or property over or upon the public highways of this Commonwealth and all vehicles passing over or upon said highways, excepting road rollers, road graders, farm tractors, vehicles on which power shovels are mounted, such other construction equipment customarily used only on the site of construction and which is not practical for the transportation of persons or property upon the highways, such vehicles as travel exclusively upon rails, and such vehicles as are propelled by electric power obtained from overhead wires while being operated within any municipality or where said vehicles do not travel more than five (5) miles beyond the city limit of any municipality.

(b) As used in KRS 186.400 to 186.640, "vehicle" means every device in, upon or by which any person or property is or may be transported or drawn upon a public highway, excepting devices moved by human and animal power or used exclusively upon stationary rails or tracks, or which derives its power from overhead wires.

(9) KRS 186.020 to 186.270 apply to motor vehicle licenses. KRS 186.400 to 186.640 apply to operator's licenses.

(10) "Dealer" means any person engaging in the business of buying or selling motor vehicles.

(11) "Commercial vehicles" means all motor vehicles that are required to be registered under the terms of KRS 186.050, but not including vehicles primarily designed for carrying passengers and having provisions for not more than nine (9) passengers (including driver), motorcycles, sidecar attachments, pickup trucks and passenger vans which are not being used for commercial or business purposes, and motor vehicles registered under KRS 186.060.

(12) "Resident" means any person who has ***established Kentucky as his or her state of domicile. Proof of residency shall include, but not be limited to, a deed or property tax bill, utility agreement or utility bill, or rental housing agreement***[~~taken up a place of abode within this state; or any person who has had his actual or habitual place of abode in this state for the larger portion of the twelve (12) months next preceding the date on which his motor vehicle is registered~~

~~or required to be registered in Kentucky; or any person maintaining a place of abode in this state for gainful employment; provided, however, that the Transportation Cabinet may promulgate administrative regulations exempting any person temporarily maintaining a place of abode in Kentucky, including a full time student at Kentucky colleges and universities, from any requirement imposed by this chapter upon residents as defined in this chapter~~]. The possession by an operator of a vehicle of a valid Kentucky operator's license shall be prima-facie evidence that the operator is a resident of Kentucky.

(13) ***"Special status individual" means:***

(a) "Asylee" means any person lawfully present in the United States who possesses an I-94 card issued by the United States Department of Justice, Immigration and Naturalization Service, on which it states "asylum status granted indefinitely pursuant to Section 208 of the Immigration & Nationality Act";

(b) "K-1 status" means the status of any person lawfully present in the United States who has been granted permission by the United States Department of Justice, Immigration and Naturalization Service to enter the United States for the purpose of marrying a United States citizen within ninety (90) days from the date of that entry;

(c) "Refugee" means any person lawfully present in the United States who possesses an I-94 card issued by the United States Department of Justice, Immigration and Naturalization Service, on which it states "admitted as a refugee pursuant to Section 207 of the Immigration & Nationality Act"; and

(d) "Paroled in the Public Interest" means any person lawfully present in the United States who possesses an I-94 card issued by the United States Department of Justice, Immigration and Naturalization Service, on which it states "paroled pursuant to Section 212 of the Immigration & Nationality Act for an indefinite period of time."

(14) "Instruction permit" includes both motor vehicle instruction permits and motorcycle instruction permits.

(15)[~~(14)~~] "Motorcycle" means any motor driven vehicle having a seat or saddle for the use of the operator and designed to travel on not more that three (3) wheels in contact with the ground, but excluding tractors and vehicles on which the operator and passengers ride in an enclosed cab and excluding a moped as defined in this section.

SECTION 2. A NEW SECTION OF KRS 186.400 TO 186.640 IS CREATED TO READ AS FOLLOWS:

(1) A licensed driver who becomes a Kentucky resident shall, within thirty (30) days of establishing residency, apply for a Kentucky operator's license in the office of the circuit clerk in the county where the person has established his or her domicile.

(2) The circuit clerk shall, before issuing a person a Kentucky operator's license, verify through the National Drivers Register that the person applying for a Kentucky operator's license does not currently have his or her operator's license or driving privilege suspended or revoked in another licensing jurisdiction.

(3) A person who is not a United States citizen but who has been granted permanent resident status by the United States Department of Justice, Immigration and Naturalization Service, and who is a Kentucky resident, shall follow the same procedures for applying for an original, renewal, transfer, or duplicate operator's license as persons who are United States citizens.

Section 3. KRS 186.410 is amended to read as follows:

(1) Every person except those exempted by KRS 186.420 and 186.430 shall before operating a motor vehicle, motorcycle, or moped upon a highway secure an operator's license as provided in this chapter.

(2) ***Except as provided in Section 4 of this Act,*** all original, renewal, and duplicate licenses for the operation of motor vehicles, motorcycles, or mopeds shall be issued by the ***circuit clerk in the county of the applicant's residence***[~~Transportation Cabinet~~]. Applications for renewal licenses shall be made every four (4) years within[~~ thirty (30) days after~~] the birth ***month***[~~date~~] of the applicant. A license shall not be issued until the application has been certified by the cabinet ***and the applicant has, if required under Section 8 of this Act, successfully completed the examinations required under Section 9 of this Act***.

(3) All color photo nondriver identification cards shall be ***issued under the provisions of Section 4 of this Act***[~~valid for four (4) years from the date of issuance~~].

(4) A person may, at any time between the age of sixteen (16) and ***before the person's eighteenth birthday***[~~eighteen (18)~~], enroll in one (1) of the following driver training programs:

(a) [~~The person may enroll in~~]A driver's education course administered by a school district;[~~ or~~]

(b) [~~The person may enroll in~~]A driver training school licensed pursuant to KRS Chapter 332 which offers a course meeting or exceeding the minimum standards established by the Transportation Cabinet; or

(c) ***State traffic school.*** The person may seek to enroll in state traffic school before the person's eighteenth birthday. Persons enrolling in state traffic school pursuant to this paragraph shall not be required to pay a fee.

(5) If, for any reason, a person fails to successfully complete the required driver training pursuant to subsection (4) of this section within one (1) year of being issued an operator's license, the Transportation Cabinet shall enroll the person in state traffic school and cancel or suspend the operator's driving privileges until the person completes state traffic school.

Section 4. KRS 186.412 is amended to read as follows:

(1) A person under the age of twenty-one (21) at the time of application for an instruction permit may apply for an operator's license to operate a motor vehicle, motorcycle, or moped if the person has possessed the valid instruction permit for at least one hundred eighty (180) days. A person who is at least twenty-one (21) years of age at the time of application for an instruction permit may apply for an operator's license to operate a motor vehicle, motorcycle, or moped if the person has possessed the valid instruction permit for at least thirty (30) days.

(2) Except as provided in subsection (4) of this section, a[~~The~~] person shall apply for an operator's license in the office of the circuit clerk of the county where ***the person***[~~he~~] lives. The application form shall require the ***person's:***[~~applicant's~~]

(a) Full legal name and signature***;***[~~,~~]

(b) Date of birth***;***[~~,~~]

(c) Social Security number***, federal tax identification number, a letter from the Social Security Administration declining to issue a Social Security number, or a notarized affidavit from the applicant to the Transportation Cabinet swearing that the person either does not have a Social Security number, or refuses to divulge his or her Social Security number, based upon religious convictions;***[~~,~~]

(d) Sex***;***[~~,~~]

(e) Present ***Kentucky*** resident address***, exclusive of a post office box address alone;***[~~,~~]

(f) Other information necessary to permit the application ***of United States citizens*** to also serve as an application for voter registration***;***[~~, and~~]

(g) A brief physical description of the applicant***;***

(h) A statement if the person has previously been licensed as an operator in another state;

(i) Proof of the person's Kentucky residency including, but not limited to, a deed or property tax bill, utility agreement or utility bill, or rental housing agreement; and

(j) Other information the cabinet may require by administrative regulation promulgated under KRS Chapter 13A.

(3) A permanent resident shall present one (1) of the following documents issued by the United States Department of Justice, Immigration and Naturalization Service:

(a) An I-551 card with a photograph of the applicant; or

(b) A form with the photograph of the applicant or a passport with a photograph of the applicant on which the United States Department of Justice, Immigration and Naturalization Service has stamped the following: "Processed for I-551. Temporary evidence of lawful admission for permanent residence. Valid until -----. Employment authorized."

(4) If the person is not a United States citizen and has not been granted status as a permanent resident of the United States, the person's application for an original operator's license shall be submitted to either the Transportation Cabinet in Frankfort or a Transportation Cabinet field office.

(a) The application form shall be accompanied by the person's documentation issued by the United States Department of Justice, Immigration and Naturalization Service, authorizing the person to be in the United States and, if applicable, the person's international driving permit. The application form of a special status individual with a K-1 status shall be accompanied by an original or certified copy of the person's completed marriage license signed by the official who presided over the marriage ceremony and two (2) witnesses. The application form of a special status individual with a K-1 status shall also include the person's petition to enter the United States for the purpose of marriage that contains the name of the prospective spouse. If the name of the prospective spouse on the petition does not match the name of the spouse on the marriage license, the Transportation Cabinet shall not be required to issue an operator's license.

(b) The Transportation Cabinet shall, within fifteen (15) days of receipt of the application, review the person's documentation and determine if the person will be issued a Kentucky operator's license. If the review of an application will take longer than fifteen (15) days, the cabinet shall continue the review, but the cabinet shall be required to make a determination in all cases within thirty (30) days of receipt of the application.

(c) If the cabinet determines the person may be issued an operator's license, the cabinet shall issue the person an official form that the person shall take to the office of the circuit clerk of the county where the person resides. The circuit clerk shall review the person's documentation and the official form issued by the Transportation Cabinet. If the documentation is verified as accurate, and if the person successfully completes the examinations required under Section 9 of this Act, the circuit clerk shall issue the person a Kentucky operator's license.

(d) Except as provided in paragraphs (e) and (f) of this subsection, a person who is not a United States citizen and who has not been granted status as a permanent resident of the United States shall apply to renew an operator's license, or obtain a duplicate operator's license, in the office of the circuit clerk in the county in which the person resides.

(e) If a person is renewing an operator's license or is applying for a duplicate license after the effective date of this Act, and the person's documentation issued by the United States Department of Justice, Immigration and Naturalization Service, has not been reviewed by the either the Transportation Cabinet in Frankfort or a

Transportation Cabinet field office under the provisions of this subsection, the person shall be required to apply for the renewal or duplicate with either the Transportation Cabinet in Frankfort or a Transportation Cabinet field office.

(f) ***If a person has any type of change in the person's immigration status, the person shall apply to renew an operator's license with either the Transportation Cabinet in Frankfort or a Transportation Cabinet field office***[~~ If the person is not a United States citizen, the application form shall be accompanied by a photographic copy of the person's employment authorization card, visa card to enter the United States, or permanent residency card issued by the United States Department of Immigration Services and, if applicable, a photographic copy of the person's international driving permit. All applications shall state:~~

~~(a) If the applicant has previously been licensed as an operator and by what nation or state; and~~

~~(b) Other information the cabinet may require by administrative regulation promulgated pursuant to KRS Chapter 13A~~].

(5)[~~(2)~~] The ***circuit clerk***[~~Transportation Cabinet~~] shall issue ***an***[~~a plastic laminated~~] operator's license bearing a color photograph of the applicant ***and other information the cabinet may deem appropriate***. The photograph shall be taken by the circuit clerk so that one (1) exposure will photograph the applicant and the application simultaneously[~~, using the process determined under provisions of KRS 186.413~~]. When taking the photograph, the applicant shall be prohibited from wearing sunglasses or any other attire that obscures any features of the applicant's face as determined by the clerk. The clerk shall require an applicant to remove sunglasses or other obscuring attire before taking the photograph required by this subsection. Any person who refuses to remove sunglasses or other attire prohibited by this section as directed by the clerk shall be prohibited from receiving an operator's license. The[~~ plastic laminated~~] operator's license issued by the cabinet shall not contain the applicant's Social Security number. The cabinet shall promulgate administrative regulations pursuant to KRS Chapter 13A that develop a numbering system that uses an identification system other than Social Security numbers. ***If an applicant does not have a Social Security number, or the applicant has submitted a notarized affidavit refusing to divulge his or her Social Security number based upon religious convictions, the Transportation Cabinet shall assign the applicant a unique identifying number.*** The license shall also designate by color coding and use the phrase "under 21" if the licensee is under the age of twenty-one (21); "CDL" if the license is issued pursuant to KRS Chapter 281A; or "under 21 CDL" if the licensee holds a commercial driver's license issued pursuant to KRS Chapter 281A and is under the age of twenty-one (21).

(6)[~~(3)~~] Every applicant shall make oath to the circuit clerk as to the truthfulness of the statements contained in the form.

(7) ***(a)*** ***Except as provided in subsection (8) of this section,***[~~(4) The clerk may, after determining that the applicant has fully complied with the law governing applications, issue a temporary operator's license to be valid for not more than ninety (90) days. The temporary license shall be valid in lieu of the permanent license during the certification period and shall be destroyed upon receipt of the permanent operator's license.~~

~~(5)~~] the circuit clerk shall issue a color photo nondriver's identification card to any person who ***is a Kentucky resident and who*** resides in the county who ***complies with the provisions of this section and who*** applies in person in the office of the circuit clerk.[~~ A nondriver's identification card shall be subject to the provisions of this section.~~] An application for a nondriver's identification card shall be accompanied by ***the same information as is required for an operator's license under subsection (2) of this section, except if a person does not have a fixed, permanent address, the person may use as proof of residency a signed letter from a homeless shelter, health care facility, or social service agency currently providing the person treatment or services and attesting that the person is a resident of Kentucky***[~~a signed Social Security card and a birth certificate, or other proof of the applicant's date of birth provided under subsection (1) of this section. If the person is not a United States citizen, an application for a nondriver's identification card shall be accompanied by a photographic copy of the person's employment authorization card, visa card to enter the United States, or permanent residency card issued by the United States Department of Immigration Services~~].

(b) ***It shall be permissible for the application form for a nondriver's identification card to include as a person's most current resident address***[~~The application shall require the applicant to provide his or her full legal name and most current resident address that may include, but is not limited to,~~] a mailing address, post office box, or an address provided on a voter registration card. [~~If an applicant for a nondriver's identification card is under the age of twenty one (21), the applicant's most current resident address shall be required unless a current resident address is not available, in which case a mailing address, post office box, or an address provided on a voter registration card may be used.~~]

(c) Every applicant for a nondriver's identification card shall make an oath to the circuit clerk as to the truthfulness of the statements contained on the application form. If the applicant is not the legal ***owner or*** possessor of the address provided on the application form, the applicant shall swear that he ***or she*** has permission from the legal ***owner, authorized agent for the legal owner or*** possessor to use the address for purposes of obtaining the nondriver's identification card. The nondriver's identification card shall designate by color coding and by use of the phrase "under 21" if the applicant is under the age of twenty-one (21).

(d) ***A nondriver's identification card shall be valid for a period of four (4) years from the date of issuance. Except***

as provided in this subsection, an initial or renewal nondriver's identification card issued to a person who is not a United States citizen and who has not been granted status as a permanent resident of the United States and who is not a special status individual, but who is a Kentucky resident, shall be valid for a period equal to the length of time the person's documentation from the United States Department of Justice, Immigration and Naturalization Service is issued, or four (4) years, whichever time period is shorter. An initial or renewal nondriver's identification card shall be valid for a period of two (2) years if the person is not a special status individual and the person's documentation issued by the United States Department of Justice, Immigration and Naturalization Service, is issued for an indefinite period of time and does not have an expiration date. The fee shall be the same as for a regular nondriver's identification card.

(e) A nondriver's identification card may be suspended or revoked if the person who was issued the card presents false or misleading information to the cabinet when applying for the card.

(8) A person shall not be eligible to be issued a nondriver's identification card if the person currently holds a valid Kentucky instruction permit or operator's license. If a person's instruction permit or operator's license has been suspended or revoked, the person may be issued a temporary nondriver's identification card. A temporary nondriver's identification shall be renewed annually and shall be surrendered when the person applies to have his or her instruction permit or operator's license reinstated.

(9)[~~(6) Licensed drivers temporarily out of county may be issued a license without a photograph. The license shall show in the space provided for the photograph the legend "valid without photo and signature."~~

~~(7)~~] If a citizen of the Commonwealth currently serving in the United States military is stationed or assigned to a base or other location outside the boundaries of the Commonwealth, the citizen may renew a Class D operator's license issued under this section by mail. If the citizen was issued an "under 21" operator's license, upon the date of his or her twenty-first birthday, the "under 21" operator's license may be renewed for an operator's license that no longer contains the outdated reference to being "under 21".

(10)[~~(8)~~] A citizen of the Commonwealth renewing an operator's license by mail under subsection *(9)*[~~(7)~~] of this section may have a personal designee apply to the circuit clerk on behalf of the citizen to renew the citizen's operator's license. An operator's license being renewed by mail under subsection *(9)*[~~(7)~~] of this section shall be issued a license without a photograph. The license shall show in the space provided for the photograph the legend "valid without photo and signature".

(11)[~~(9)~~] If a citizen of the Commonwealth has been serving in the United States military and has allowed his operator's license to expire, he shall, within ninety (90) days of returning to the Commonwealth, be permitted to renew his license without having to take a written test or road test. A citizen who does not renew his license within ninety (90) days of returning to the Commonwealth shall be required to comply with the provisions of this chapter governing renewal of a license that has expired. If a citizen of the Commonwealth has been issued an "under 21" or "under 21 CDL" operator's license and the person is unable to renew the license on the date of his twenty-first birthday, the "under 21" or "under 21 CDL" operator's license shall be valid for ninety (90) days beyond the date of the person's twenty-first birthday.

(12)[~~(10)~~] The cabinet shall provide on each license to operate motor vehicles, motorcycles, and mopeds a space for the licensed driver's:

(a) Blood type;

(b) Medical insignia if the person provides evidence that a medical identification bracelet noting specific physical ailments or a drug allergy is being worn or other proof as may be required by the cabinet; and

(c) A statement whereby the owner of the license may certify in the presence of two (2) witnesses his willingness to make an anatomical gift under KRS 311.195.

(13)[~~(11)~~] If the motor vehicle operator denotes a physical ailment or drug allergy on the operator's license, he may apply for and shall receive, for a fee of one dollar ($1) paid to the circuit clerk, a medical insignia decal that may be affixed to the lower left side of the front windshield of a motor vehicle.

(14)[~~(12)~~] An operator's license pursuant to this section shall be designated a Class D license.

(15)[~~(13)~~] A person shall not have more than one (1) license.

(16)[~~(14)~~] Upon marriage, a woman applying for an operator's license or a color photo nondriver's identification card shall provide the circuit clerk with her marriage license and complete an affidavit form provided by the circuit court clerk. She shall have the following choices in regard to her full legal name as required in subsections *(2)*[~~(1)~~] and *(7)*[~~(5)~~] of this section:

(a) Use her husband's last name;

(b) Retain her maiden name;

(c) Use her maiden name hyphenated with her husband's last name;

(d) Use her maiden name as a middle name and her husband's last name as her last name; or

(e) In the case of a previous marriage, retain that husband's last name.

Section 5. KRS 186.430 is amended to read as follows:

(1) *Except as provided in subsection (2) of this section, a person over the age of sixteen (16) who is a United States citizen and who is not a resident of Kentucky may drive in Kentucky for a period of time not to exceed one (1) year from the date the person enters Kentucky if:*

(a) The person possesses a valid license issued by the person's home state;

(b) The person has the license in his or her immediate possession at all times when operating a vehicle on the highways; and

(c) The person's home state[~~A nonresident over the age of sixteen (16) who has been licensed as an operator in his home state or country and who has a valid operator's license certificate in his immediate possession may drive a motor vehicle, motorcycle, or moped upon Kentucky highways without a Kentucky instruction permit or operator's license, if his own state or country~~] accords similar privileges to licensed residents of Kentucky.

(2) *A person who is a United States citizen but who is not a resident of Kentucky who is enrolled as a full-time or part-time student at a university, college, or technical college located in Kentucky may drive in Kentucky on a valid license issued by the person's state of domicile, and shall not be required to obtain a Kentucky operator's license under this chapter if the person has a student identification card from a university, college, or technical college located in Kentucky in his or her immediate possession at all times when driving in Kentucky.*

(3) A person over the age of sixteen (16) who is not a United States citizen and who is legally visiting this country for less than one (1) year may drive in Kentucky on a valid domestic license issued by the person's country of domicile and shall not be required to obtain a Kentucky driver's license[~~A nonresident over the age of sixteen (16) whose home state or country does not require the licensing of operators and who has registered his own motor vehicle, motorcycle, or moped for the current calendar year in his home state or country, may operate that motor vehicle, motorcycle, or moped upon Kentucky highways for not longer than thirty (30) days in any one (1) year without obtaining a Kentucky instruction permit or operator's license. The person may be required at any time or place to prove lawful ownership and the right to operate the motor vehicle, motorcycle, or moped and to establish his identity~~].

(4)[~~(3)~~] *A person over the age of sixteen (16) who is not a United States citizen, who has not been granted status as a permanent resident of the United States, but is a resident of Kentucky, shall be issued a Kentucky operator's license if the person complies with the requirements of Section 4 of this Act. Except as provided in this subsection, an operator's license issued to a person who is not a United States citizen, who has not been granted status as a permanent resident of the United States, and who is not a special status individual but is a Kentucky resident, shall be valid for a period equal to the length of time the person's documentation from the United States Department of Justice, Immigration and Naturalization Service is issued, or four (4) years, whichever time period is shorter. An initial or renewal operator's license shall be valid for a period of two (2) years if the person is not a special status individual and the person's documentation issued by the United States Department of Justice, Immigration and Naturalization Service, is issued for an indefinite period of time and does not have an expiration date. The fee shall be the same as for a regular operator's license.* The cabinet may at any time refuse or discontinue the exemptions authorized in this section for any grounds and may deny, cancel, suspend, or revoke an instruction permit or operator's license issued under this chapter.

(5)[~~(4)~~] A person whose operator's license or privilege to operate a motor vehicle, motorcycle, or moped in this state has been denied, withdrawn, canceled, suspended, or revoked as provided in KRS 186.400 to 186.640 shall not operate a motor vehicle, motorcycle, or moped in this state under a license, permit, or registration certificate issued by any other jurisdiction during the period of denial, withdrawal, cancellation, suspension, or revocation.

Section 6. KRS 186.440 is amended to read as follows:

An operator's license shall not be granted to:

(1) *Any person who is not a resident of Kentucky;*

(2) Any person under the age of sixteen (16);

(3)[~~(2)~~] Any person under the age of eighteen (18) who holds a valid Kentucky instruction permit issued pursuant to KRS 186.450, but who has not graduated from high school or who is not enrolled and successfully participating in school or who is not being schooled at home, except those persons who satisfy the District Court of appropriate venue pursuant to KRS 159.051(3) that revocation of their license would create an undue hardship. Persons under the age of eighteen (18) shall present proof of complying with the requirements of KRS 159.051;

(4)[~~(3)~~] Any person whose operator's license has been suspended, during the period of suspension;

(5)[~~(4)~~] Any person whose operator's license has been revoked, nor to any nonresident whose privilege of exemption under KRS 186.430 has been refused or discontinued, until the expiration of the period for which the license was revoked, or for which the privilege was refused or discontinued;

(6)[~~(5)~~] Any applicant adjudged incompetent by judicial decree;

(7)[~~(6)~~] Any person who in the opinion of the State Police, after examination, is unable to exercise reasonable and ordinary control over a motor vehicle upon the highways;

(8)[~~(7)~~] Any person who is unable to understand highway warnings or direction signs in the English language;

(9)[~~(8)~~] Any person required by KRS 186.480 to take an examination who has not successfully passed the examination;

(10)[~~(9)~~] Any person required by KRS Chapter 187 to deposit proof of financial responsibility, who has not deposited that proof;

(11)[~~(10)~~] Any person who has not filed a correct and complete application attested to in the presence of a person authorized to administer oaths;

(12)[~~(11)~~] Any person who cannot meet the requirements set forth in KRS 186.411(1) or (3); or

(13)[~~(12)~~] Any person whose operator's license has been suspended or revoked under the provisions of KRS Chapter 186, 187, or 189A until the person has forwarded to the cabinet a reinstatement fee of fifteen dollars ($15). The fee shall be paid by certified check or money order payable to the State Treasurer who shall deposit five dollars ($5) of the fee in a trust and agency fund to be used in defraying the costs and expenses of administering a driver improvement program for problem drivers. Ten dollars ($10) of the fee shall be deposited by the State Treasurer in a trust and agency account to the credit of the Administrative Office of the Courts and shall be used to assist circuit clerks in hiring additional employees, providing salary adjustments for employees, providing training for employees, and purchasing additional equipment used in administering the issuance of driver's licenses. The provisions of this subsection shall not apply to any person whose license was suspended for failure to meet the conditions set out in KRS 186.411 when, within one (1) year of suspension, the driving privileges of the individuals are reinstated or to any student who has had his license revoked pursuant to KRS 159.051.

Section 7. KRS 186.570 is amended to read as follows:

(1) The cabinet or its agent designated in writing for that purpose may deny any person an operator's license or may suspend the operator's license of any person, or, in the case of a nonresident, withdraw the privilege of operating a motor vehicle in this state, subject to a hearing and with or without receiving a record of conviction of that person of a crime, if the cabinet has reason to believe that:

(a) That person has committed any offenses for the conviction of which mandatory revocation of a license is provided by KRS 186.560.

(b) That person has, by reckless or unlawful operation of a motor vehicle, caused, or contributed to an accident resulting in death or injury or serious property damage.

(c) That person has a mental or physical disability that makes it unsafe for him to drive upon the highways. The Transportation Cabinet shall, by administrative regulations promulgated pursuant to KRS Chapter 13A, establish a medical review board to provide technical assistance in the review of the driving ability of these persons. The board shall consist of licensed medical and rehabilitation specialists.

(d) That person is an habitually reckless or negligent driver of a motor vehicle or has committed a serious violation of the motor vehicle laws.

(e) That person has been issued a license without making proper application for it, as provided in KRS 186.412 and administrative regulations promulgated pursuant to KRS Chapter 13A.

(f) ***That person has presented false or misleading information as to the person's residency, citizenship, religious convictions, or immigration status.***

(g) A person required by KRS 186.480 to take an examination has been issued a license without first having passed the examination.

(h)[~~(g)~~] That person has been convicted of assault and battery resulting from the operation of a motor vehicle.

(i)[~~(h)~~] That person has failed to appear pursuant to a citation or summons issued by a law enforcement officer of this Commonwealth or any other jurisdiction.

(j)[~~(i)~~] That person has failed to appear pursuant to an order by the court to produce proof of security required by KRS 304.39-010 and a receipt showing that a premium for a minimum policy period of six (6) months has been paid.

(2) The cabinet shall deny any person a license or shall suspend the license of an operator of a motor vehicle upon receiving written notification from the Cabinet for Families and Children that the person has a child support arrearage which equals or exceeds the cumulative amount which would be owed after one (1) year of nonpayment or failure, after receiving appropriate notice, to comply with a subpoena or warrant relating to paternity or child support proceedings, as provided by 42 U.S.C. secs. 651 et seq.; except that any child support arrearage which exists prior to January 1, 1994, shall not be included in the calculation to determine whether the license of an operator of a motor vehicle shall be denied or suspended. The denial or suspension shall continue until the arrearage has been eliminated, payments on the child support arrearage are being made in accordance with a court or administrative order, or the person complies with the subpoena or warrant relating to paternity or child support. Before the license may be reinstated, proof of elimination of the child support arrearage or proof of compliance with the subpoena or warrant relating to paternity or child support proceedings as provided by 42 U.S.C. sec. 666(a)(16) from the court where the action is pending or the Cabinet for Families and Children shall be received by the Transportation Cabinet as prescribed by administrative regulations promulgated by the Cabinet for Families and Children and the Transportation Cabinet.

(3) The cabinet or its agent designated in writing for that purpose shall deny any person an operator's license or shall suspend

the operator's license of any person, or, in the case of a nonresident, withdraw the privilege of operating a motor vehicle in this state, where the person has been declared ineligible to operate a motor vehicle under KRS 532.356 for the duration of the ineligibility, upon notification of the court's judgment.

(4) The cabinet or its agent designated in writing for that purpose shall provide any person subject to the suspension, revocation, or withdrawal of their driving privileges, under provisions of this section, an informal hearing. Upon determining that the action is warranted, the cabinet shall notify the person in writing by mailing the notice to the person by first-class mail to the last known address of the person. The hearing shall be automatically waived if not requested within twenty (20) days after the cabinet mails the notice. The hearing shall be scheduled as early as practical within twenty (20) days after receipt of the request at a time and place designated by the cabinet. An aggrieved party may appeal a decision rendered as a result of an informal hearing, and upon appeal an administrative hearing shall be conducted in accordance with KRS Chapter 13B.

(5) The cabinet may suspend the operator's license of any resident upon receiving notice of the conviction of that person in another state of an offense there which***,*** if committed in this state***,*** would be grounds for the suspension or revocation of an operator's license. If a person so convicted is not the holder of a Kentucky operator's license, the cabinet shall deny ***the person***[~~him~~] a license ***until the person resolves the matter in the other state and complies with the provisions of this chapter***[~~for the same period as if he had possessed a license and the license had been suspended~~]. The cabinet may, upon receiving a record of the conviction in this state of a nonresident driver of a motor vehicle of any offense under the motor vehicle laws, forward a notice of that person's conviction to the proper officer in the state of which the convicted person is a resident.

(6) The Transportation Cabinet is forbidden from suspending or revoking an operator's license or assessing points or any other form of penalty against the license holder for speeding violations or speeding convictions from other states. This subsection shall apply only to speeding violations. This section shall not apply to a commercial driver's license.

(7) Each operator's license which has been canceled, suspended, or revoked shall be surrendered to and retained by the cabinet. At the end of the period of cancellation, suspension, or revocation, the license may be returned to the licensee after he has complied with all requirements for the issuance or reinstatement of his driving privilege.

(8) Insurance companies issuing motor vehicle policies in the Commonwealth shall be prohibited from raising a policyholder's rates solely because the policyholder's driving privilege has been suspended or denied pursuant to subsection (2) of this section.

SECTION 8. A NEW SECTION OF KRS CHAPTER 186 IS CREATED TO READ AS FOLLOWS:

The following persons shall be required to successfully complete the examinations required under Section 9 of this Act prior to being issued a Kentucky operator's license:

(1) A person who has been issued a Kentucky instruction permit;

(2) A person who has applied for a Kentucky operator's license under subsection (4) of Section 4 of this Act; and

(3) Other persons as identified in an administrative regulation promulgated by the Kentucky State Police under KRS Chapter 13A.

Section 9. KRS 186.480 is amended to read as follows:

(1) The State Police ***shall***[~~may~~] examine every[~~ unlicensed~~] applicant for an operator's license ***as identified in Section 8 of this Act,*** except as otherwise provided in this section. The examination shall be held in the county where the applicant resides unless:

(a) The applicant is granted written permission by the circuit clerk of the county in which he resides to take the examination in another county, and the State Police agree to arrange for the examination in the other county; or

(b) The applicant is tested using a bioptic telescopic device.

(2) The examination shall include a test of the applicant's eyesight to ensure compliance with the visual acuity standards set forth in KRS 186.577. The examination shall also include a test of the applicant's ability to read and understand highway signs regulating, warning and directing traffic, the applicant's knowledge of traffic laws and an actual demonstration of the applicant's ability to exercise ordinary and reasonable control in the operation of a motor vehicle. An applicant for a motorcycle operator's license shall be required to show his ability to operate a motorcycle, in addition to other requirements of this section. The provisions of this subsection shall not apply to an applicant who:

(a) At the time of application, holds a valid operator's license from another state, provided that state affords a reciprocal exemption to a Kentucky resident; or

(b) Is a citizen of the Commonwealth who has been serving in the United States military and has allowed his operator's license to expire.

(3) Any person whose operator's license is denied, suspended, or revoked for cause shall apply for reinstatement at the termination of the period for which the license was denied, suspended, or revoked by submitting to the examination. The provisions of this subsection shall not apply to any person whose license was suspended for failure to meet the conditions described in KRS 186.411 when, within one (1) year of suspension, the driving privileges of such individuals are reinstated.

Section 10. The following KRS section is repealed:

186.413 Commission to determine color photo process to be used.

Representative Weaver moved that the House concur in the Senate Committee Substitute to **HB 188**. Agreed.

Representative Weaver moved that **HB 188**, by way of Senate Committee Substitute, be passed.

On the roll call the vote was: **Yeas 66, Nays 31**. (See April 2, 2002, Message received on roll call on **HB 188** - Appendix)

HB 188, by way of Senate Committee Substitute, was passed and the title agreed to.

Representative Weaver moved that the vote by which **HB 188**, by way of Senate Committee Substitute, was passed be reconsidered and said motion be placed on the table. Agreed.

Senate Message (Continued)

Message received in regard to **SB 262**: The Senate has refused to concur in the House Committee Substitute and House Floor Amendment No. 1 and respectfully returns it with the request that this Honorable Body recede from the Amendment. (Time: 4:20 p.m.)

Orders of the Day (Continued)

HB 249, with Senate Floor Amendments attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage for concurrence or non concurrence in Senate amendments. Agreed.

The Senate Floor Amendment No. 1 to **HB 249** is as follows:

HB 249, On page 5, after line 9, insert the following:

"Section 2. KRS 320.310 is amended to read as follows:

(1) The board may refuse to issue, refuse to renew, limit or restrict, revoke, or suspend a license, may place on probation, or reprimand a licensee, may order restitution, may impose a fine not to exceed one thousand dollars ($1,000) for each violation of this chapter or the corresponding administrative regulations, or may impose any combination of these penalties if it finds that an applicant or a licensee has:

(a) Engaged in any practice of fraud or deceit in obtaining or attempting to obtain a license;

(b) Been convicted of a felony or misdemeanor involving moral turpitude. A record of the conviction or a certified copy of the record shall be conclusive evidence;

(c) Chronic or persistent inebriety or addiction to a drug habit to an extent that continued practice is dangerous to patients or to the public safety;

(d) Been granted a license upon a mistake of material fact;

(e) Engaged in incompetence, as determined by the board;

(f) Practiced as an itinerant, peddled from door to door, established a temporary office, or practiced optometry outside of or away from his regular office or place of practice;

(g) Employed, procured, induced, aided, or abetted any person, not holding a Kentucky license, to practice optometry or in practicing optometry;

(h) Used the title "doctor" or its abbreviation without further qualifying this title or abbreviation with the word "optometrist" or suitable words or letters designating an optometry degree;

(i) Engaged in any conduct likely to deceive or defraud the public;

(j) Violated any order issued by the board;

(k) Had his license to practice optometry in any other jurisdiction revoked, suspended, limited, placed on conditions of probation, or subjected to any other disciplinary action by the licensing authority thereof;

(l) Prescribed any therapeutic agent in an amount that the optometrist knows, or should know, is excessive under accepted and prevailing standards, or which the optometrist knows, or has reason to know, will be used or is likely to be used other than for an accepted therapeutic purpose;

(m) Developed a physical or mental disability, or other condition, which renders the continued practice by the optometrist dangerous to patients or the public; or

(n) Violated any statute under this chapter or administrative regulation promulgated under those statutes.

(2) Nothing in this section shall prevent an optometrist from establishing branch offices if each office contains minimum equipment as required by administrative regulation of the board, ensures patient care as necessary, and has a Kentucky licensed optometrist in charge of the office.

(3) Any licensee, permit holder, or certificate holder who is disciplined under this chapter for a minor violation may request in writing that the board expunge the minor violation from the licensee's, permit holder's, or certificate holder's permanent record.

(a) The request for expungement may be filed no sooner than three (3) years after the date on which the licensee, permit holder, or certificate holder has completed disciplinary sanctions imposed and if the licensee, permit holder, or certificate holder has completed disciplinary sanctions imposed and if the licensee, permit holder, or certificate holder has not been disciplined for any subsequent violation of the same nature within this period of time.

(b) No person may have his or her record expunged under this chapter more than once.

The board shall promulgate administrative regulations under KRS Chapter 13A to establish violations which are minor violations under this subsection. A violation shall be deemed a minor violation if it does not demonstrate a serious inability to practice the profession; adversely affect the public health, safety or welfare; or result in economic or physical harm to a person, or create a significant threat of such harm.

Section 3. A NEW SECTION OF KRS CHAPTER 311 IS CREATED TO READ AS FOLLOWS:

(1) Any licensee, permit holder, or certificate holder who is disciplined under this chapter for a minor violation may request in writing that the board expunge the minor violation from the licensee's, permit holder's, or certificate holder's permanent record.

(a) The request for expungement may be filed no sooner than three (3) years after the date on which the licensee, permit holder, or certificate holder has completed disciplinary sanctions imposed and if the licensee, permit holder, or certificate holder has completed disciplinary sanctions imposed and if the licensee, permit holder, or certificate holder has not been disciplined for any subsequent violation of the same nature within this period of time.

(b) No person may have his or her record expunged under this chapter more than once.

(2) The board shall promulgate administrative regulations under KRS Chapter 13A to establish violations which are minor violations under this section. A violation shall be deemed a minor violation if it does not demonstrate a serious inability to practice the profession; adversely affect the public health, safety or welfare; or result in economic or physical harm to a person, or create a significant threat of such harm.

Section 4. A NEW SECTION OF KRS CHAPTER 313 IS CREATED TO READ AS FOLLOWS

(1) Any licensee, permit holder, or certificate holder who is disciplined under this chapter for a minor violation may request in writing that the board expunge the minor violation from the licensee's, permit holder's, or certificate holder's permanent record.

(a) The request for expungement may be filed no sooner than three (3) years after the date on which the licensee, permit holder, or certificate holder has completed disciplinary sanctions imposed and if the licensee, permit holder, or certificate holder has completed disciplinary sanctions imposed and if the licensee, permit holder, or certificate holder has not been disciplined for any subsequent violation of the same nature within this period of time.

(b) No person may have his or her record expunged under this chapter more than once.

(2) The board shall promulgate administrative regulations under KRS Chapter 13A to establish violations which are minor violations under this section. A violation shall be deemed a minor violation if it does not demonstrate a serious inability to practice the profession; adversely affect the public health, safety or welfare; or result in economic or physical harm to a person, or create a significant threat of such harm.".

Representative Geveden moved that the House concur in the Senate Floor Amendment No. 1 to **HB 249**. Agreed.

Representative Geveden moved that **HB 249**, as amended by the Senate, be passed.

On the roll call the vote was: **Yeas 91, Nays 1**. (See April 2, 2002, roll call on **HB 249** - Appendix.)

HB 249, as amended by the Senate, was passed.

The Senate Floor Amendment No. 2 Title to **HB 249** is as follows:

HB 249, Amend the title to read "AN ACT relating to the discipline of professionals.".

Representative Geveden moved that the House concur in the Senate Floor Amendment No. 2 Title to **HB 249**. Agreed.

Representative Geveden moved that the vote by which **HB 249**, as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 251, with Senate Floor Amendment attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage for concurrence or non concurrence in Senate amendment. Agreed.

The Senate Floor Amendment No. 1 to **HB 251** is as follows:

HB 251, On page 5, after line 10, by adding the following new section:

"SECTION 2. A NEW SECTION OF KRS CHAPTER 158 IS CREATED TO READ AS FOLLOWS:

Students who serve as election officers under subsection (9) of Section 1 of this Act shall be granted one (1) day of excused absence for each election day served."

Representative Lindsay moved that the House concur in the Senate Floor Amendment No. 1 to **HB 251**. Agreed.

Representative Lindsay moved that **HB 251**, as amended by the Senate, be passed.

On the roll call the vote was: **Yeas 94, Nays 1**. (See April 2, 2002, roll call on **HB 251** - Appendix.)

HB 251, as amended by the Senate, was passed and the title agreed to.

Representative Lindsay moved that the vote by which **HB 251**, as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

Senate Message (Continued)

Message received in regard to **HB 270**: The Senate has passed **HB 270**, with the following Senate Floor Amendment No. 6 and Senate Floor Amendment No. 4 Title and respectfully requests concurrence of this Honorable Body.

Message received in regard to **HB 387**: The Senate has passed **HB 387**, with the following Senate Floor Amendment No. 1 and respectfully requests concurrence of this Honorable Body.

Message received in regard to **HB 31**: The Senate has receded from its Senate Floor Amendment No. 1 to **HB 31**, and is respectfully returning same to this Honorable Body for enrollment.

Message received in regard to **SB 234**: The Senate has refused to concur in House Committee Substitute to **SB 234**, and respectfully returns it with the request that this Honorable Body recede. (Time: 4:30 p.m.)

Orders of the Day (Continued)

HB 293 with Senate Committee Substitute attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage for concurrence or non concurrence in Senate amendment. Agreed.

The Senate Committee Substitute to **HB 293**, is as follows:

HB 293, AN ACT relating to the provision of thermal vision devices to fire departments.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

SECTION 1. A NEW SECTION OF KRS CHAPTER 95A IS CREATED TO READ AS FOLLOWS:

The thermal vision grant program, which is administered pursuant to Sections 1 to 5 of this Act and appropriations for the thermal vision grant program in the state budget, is designed to:

(1) Reduce and prevent the loss of life by creating better equipped firefighters throughout the Commonwealth; and

(2) Upgrade the capabilities of local firefighters by providing financial assistance to be used to purchase thermal vision devices.

SECTION 2. A NEW SECTION OF KRS CHAPTER 95A IS CREATED TO READ AS FOLLOWS:

The commission shall have overall responsibility for policy, guidance, administration, implementation, and proper utilization *of the thermal vision grant program. The commission with the advice of the advisory committee, shall make determinations relating to thermal vision grant program applications and releasing equipment to fire departments.*

SECTION 3. A NEW SECTION OF KRS CHAPTER 95A IS CREATED TO READ AS FOLLOWS:

For the purposes of Sections 1 to 5 of this Act "thermal vision device" means any portable electronic device that displays a visible image from the infrared portion of the electromagnetic spectrum.

SECTION 4. A NEW SECTION OF KRS CHAPTER 95A IS CREATED TO READ AS FOLLOWS:

The commission shall:

(1) Create the necessary application forms, any necessary supporting documents, compliance documents, or reporting documents for the thermal vision grant program as may be necessary by promulgating administrative regulations under KRS Chapter 13A;

(2) Make a determination of the characteristics of the most cost-effective thermal vision systems for use by fire departments participating in the thermal vision grant program;

(3) Make a determination of the manufacturer or manufacturers of thermal vision devices to be purchased by the thermal vision grant program;

(4) Make a determination of the most cost-effective purchase mechanism and price, under KRS Chapter 45A, for thermal vision systems;

(5) Accept and process applications for the purchase of thermal vision systems through the thermal vision grant program;

(6) Award eligible fire departments grants equal to fifty percent (50%), but not to exceed the sum of five thousand dollars ($5,000), of the agreed price for the purchase of thermal vision systems;

(7) Require recipients of thermal vision devices purchased through the thermal vision grant program to file any reports deemed necessary by the commission concerning usage, maintenance, or property accounting or loss with the commission; and

(8) Maintain these reports for evaluation by the commission.

SECTION 5. A NEW SECTION OF KRS CHAPTER 95A IS CREATED TO READ AS FOLLOWS:

All fire departments formed under KRS Chapter 65, 75, 95, or 273 shall be eligible to receive grants through the thermal vision grant program. These fire departments may make application for a grant to purchase thermal vision devices through the thermal vision grant program to the commission. The application shall be made on forms provided by the commission. A fire department that receives a grant through the thermal vision grant program shall not make another application to the commission for a grant for a period of two (2) years. Fire departments receiving grants for the purchase of thermal vision devices through the thermal vision grant program shall comply with all administrative regulations concerning reporting requirements established by the commission. Failure to comply with these reporting requirements shall disqualify a fire department from participation in the thermal vision grant program for a period of five (5) years.

Representative Draud moved that the House concur in the Senate Committee Substitute to **HB 293**. Agreed

Representative Draud moved that **HB 293**, by way of Senate Committee Substitute, be passed.

On the roll call the vote was: **Yeas 93, Nays 0**. (See April 2, 2002, Message received on roll call on **HB 293** - Appendix)

HB 293, by way of Senate Committee Substitute, was passed and the title agreed to.

Representative Draud moved that the vote by which **HB 293**, by way of Senate Committee Substitute, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 357, with Senate Committee Amendment attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage for concurrence or non concurrence in Senate amendment. Agreed.

The Senate Committee Amendment No. 1 to **HB 357** is as follows:

> **HB 357**, On page 2, at line 19, after the word "*from*", by inserting the words "*filing financial disclosure statements*" and On page 2, at line 19, by deleting the words "*disclosure of financial details*".

Representative J. Adams moved that the House concur in the Senate Committee Amendment No. 1 to **HB 357**. Agreed.

Representative J. Adams moved that **HB 357**, as amended by the Senate, be passed.

On the roll call the vote was: **Yeas 96, Nays 0**. (See April 2, 2002, roll call on **HB 357** - Appendix.)

HB 357, as amended by the Senate, was passed and the title agreed to.

Representative J. Adams moved that the vote by which **HB 357**, as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 405, with Senate Committee Amendment attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage for concurrence or non concurrence in Senate amendment. Agreed.

The Senate Committee Amendment No. 1 to **HB 405** is as follows:

HB 405, On page 1, line 17, by deleting "*and*"; and

On page 1, line 20, after "*organization*" by inserting the following "*; and*

(c) The landowner notifies the cabinet at the time that coal is first encountered and prior to removal, and if after inspection and review of site plans, construction contracts, or other indicia, the cabinet determines that the proposed project is eligible for this exemption. The cabinet may require implementation of such best management practices as are necessary to ensure compliance with stormwater discharge limits"; and

On page 1, lines 21 to 25, by deleting all text; and

On page 2, lines 1 and 2, by deleting all text; and

On page 2, line 3, by deleting "*(4)*"and replacing it with "*(3)*"; and

On page 2, line 7, by deleting "*(3)*" and inserting "*(2)*" in lieu thereof.

Representative J. Turner moved that the House concur in the Senate Committee Amendment No. 1 to **HB 405**. Agreed.

Representative J. Turner moved that **HB 405**, as amended by the Senate, be passed.

On the roll call the vote was: **Yeas 91, Nays 0**. (See April 2, 2002, roll call on **HB 405** - Appendix.)

HB 405, as amended by the Senate, was passed and the title agreed to.

Representative J. Turner moved that the vote by which **HB 405**, as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 503, with Senate Floor Amendments attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage for concurrence or non concurrence in Senate amendments. Agreed.

The Senate Floor Amendment No. 1 to **HB 503** is as follows:

HB 503, On page 2, after line 16, by inserting the following:

"SECTION 2. A NEW SECTION OF KRS CHAPTER 11A IS CREATED TO READ AS FOLLOWS:

(1) Any provision of KRS Chapter 11A to the contrary notwithstanding, a state agency or a public servant may raise funds, either individually or as a department or agency, for a charitable nonprofit organization granted a tax exemption by the Internal Revenue Service under Section 501c of the Internal Revenue Code without violating the provisions of this chapter. Raising of funds shall include but not be limited to holding events for the benefit of the charitable organization, contacting potential donors, providing prizes, and engaging in other forms of fundraising and providing the funds thus raised to the charitable organization.

(2) Any provision of KRS chapter 11A to the contrary notwithstanding, a state agency or a public servant may raise funds, either individually or as a department or agency, for crime prevention, drug and alcohol abuse prevention, and traffic safety programs without violating the provisions of this chapter. Raising of funds shall include but not be limited to holding events for the benefit of a program specified in this section, contacting potential donors, providing prizes, and engaging in other forms of fundraising and providing the funds thus raised to the program.

SECTION 3. A NEW SECTION OF KRS CHAPTER 15A IS CREATED TO READ AS FOLLOWS:

The Justice Cabinet and its agencies may provide state personnel, state property, and other state resources to Trooper Island Incorporated.

Section 4. Because the programs which are funded by the provisions of Sections 2 and 3 of this Act have immediate and ongoing needs, an emergency is declared to exist and Sections 2 and 3 of this Act shall take effect upon their passage and approval by the Governor or upon their otherwise becoming law. Section 1 of this Act shall become effective on the normal effective date of legislation passed by the 2002 Regular Session of the General Assembly.

Representative Barrows moved that the House concur in the Senate Floor Amendment No. 1 to **HB 503**. Agreed.

Representative Barrows moved that **HB 503**, as amended by the Senate, be passed.

On the roll call the vote was: **Yeas 92, Nays 1**. (See April 2, 2002, roll call on **HB 503** - Appendix.)

HB 503, as amended by the Senate, was passed.

The Senate Floor Amendment No. 2 Title to **HB 503** is as follows:

HB 503, Amend the title to read as follows: "AN ACT relating to government involvement with charitable nonprofit organizations and declaring an emergency."

Representative Barrows moved that the House concur in the Senate Floor Amendment No. 2 Title to **HB 503**. Agreed.

Representative Barrows moved that the vote by which **HB 503**, as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 525 with Senate Committee Substitute attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage for concurrence or non concurrence in Senate amendment. Agreed.

The Senate Committee Substitute to **HB 525**, is as follows:

HB 525, AN ACT relating to development of science, technology, and business.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 68.180 is amended to read as follows:

(1) The fiscal court of each county having a population of three hundred thousand (300,000) or more may by order or resolution impose license fees on franchises, provide for licensing any business, trade, occupation, or profession, and the using, holding, or exhibiting of any animal, article, or other thing. License fees on such business, trade, occupation, or profession for revenue purposes, except those of the common schools, shall be imposed at a percentage rate or rates not to exceed one and one-fourth percent (1.25%) of (a) salaries, wages, commissions, and other compensation earned by persons within the county for work done and services performed or rendered in the county, and (b) the net profits of businesses, trades, professions, or occupations from activities conducted in the county. License fees imposed for regulatory purposes shall not be subject to such limitations as to form and amount. No public service company that pays an ad valorem tax shall be required to pay a license tax, and no license tax shall be imposed upon or collected from any bank, trust company, combined bank and trust company, combined trust, banking and title business in this state, any savings and loan association, whether state or federally chartered, or upon income received by members of the Kentucky National Guard for active duty training, unit training assemblies, and annual field training, or upon income received by precinct workers for election training or work at election booths in state, county, and local primary, regular, or special elections, ***or upon any profits, earnings, or distributions of an investment fund which would qualify under KRS 154.20-250 to 154.20-284 to the extent any profits, earnings, or distributions would not be taxable to an individual investor,*** or in other cases where the county is prohibited by law from imposing a license tax.

(2) The provisions and limitations of subsection (1) shall not apply to the license fees authorized by KRS 160.482 to 160.488.

Section 2. KRS 68.197 is amended to read as follows:

(1) The fiscal court of each county having a population of thirty thousand (30,000) or more may by ordinance impose license fees on franchises, provide for licensing any business, trade, occupation, or profession, and the using, holding, or exhibiting of any animal, article, or other thing. License fees on such business, trade, occupation, or profession for revenue purposes, except those of the common schools, may be imposed at a percentage rate not to exceed one percent (1%) of:

(a) Salaries, wages, commissions, and other compensation earned by persons within the county for work done and services performed or rendered in the county;

(b) The net profits of self-employed individuals, partnerships, professional associations, or joint ventures resulting from trades, professions, occupations, businesses, or activities conducted in the county; and

(c) The net profits of corporations resulting from trades, professions, occupations, businesses, or activities conducted in the county.

In order to reduce administrative costs and minimize paperwork for employers, employees, and businesses, the fiscal court may provide:

1. For an annual fixed amount license fee which a person may elect to pay in lieu of reporting and paying the percentage rate as provided in this subsection on salaries, wages, commissions, and other compensation earned within the county for work done and services performed or rendered in the county; and

2. For an annual fixed amount license fee which an individual, partnership, professional association, joint venture, or corporation may elect to pay in lieu of reporting and paying the percentage rate as provided in this subsection on net profits of businesses, trades, professions, or occupations from activities conducted in the county.

Licenses imposed for regulatory purposes are not subject to such limitations as to form and amount. No public service company that pays an ad valorem tax is required to pay a license tax, and no license tax shall be imposed upon or collected from any insurance company except as provided in KRS 91A.080, bank, trust company, combined bank and trust company, combined trust, banking, and title business in this state, or any savings and loan association whether state or federally chartered, or in other cases where the county is prohibited by law from imposing a license tax.

(2) No license fee shall be imposed or collected on income received by members of the Kentucky National Guard for active duty training, unit training assemblies, and annual field training, or on income received by precinct workers for election training or work at election booths in state, county, and local primary, regular, or special elections***, or upon any profits, earnings, or distributions of an investment fund which would qualify under KRS 154.20-250 to 154.20-284 to the extent any profits, earnings, or distributions would not be taxable to an individual investor***.

(3) Persons who pay a county license fee pursuant to this section and who also pay a license fee to a city contained in the county may, upon agreement between the county and the city, credit their city license fee against their county license fee.

(4) The provisions of subsection (3) of this section notwithstanding, effective with license fees imposed under the provisions of subsection (1) of this section on or after July 15, 1986, persons who pay a county license fee and a license fee to a city contained in the county shall be allowed to credit their city license fee against their county license fee.

(5) On July 14, 2000, the provisions of subsection (4) of this section notwithstanding, city license fees not credited against county license fees enacted under this section or KRS 67.083 as of January 1, 2000, shall not be credited against county license fees. However, this exception shall not apply to county license fees enacted for the first time, or increased, on or after January 1, 2000. This provision shall expire July 15, 2002, unless otherwise extended by the General Assembly.

(6) A county that enacted an occupational license fee under the authority of KRS 67.083 shall not be required to reduce its occupational tax rate when it is determined that the population of the county exceeds thirty thousand (30,000).

Section 3. KRS 91.200 is amended to read as follows:

(1) The board of aldermen of every city of the first class, in addition to levying ad valorem taxes, may by ordinance impose license fees on franchises, provide for licensing any business, trade, occupation, or profession and the using, holding, or exhibiting of any animal, article, or other thing. License fees on a business, trade, occupation, or profession for revenue purposes may be imposed at a percentage rate not to exceed those hereinafter set forth on (a) salaries, wages, commissions and other compensations earned by every person within the city for work done and services performed or rendered in the city (all of such being hereinafter collectively referred to as "wages"), and (b) the net profits of all businesses, professions, or occupations from activities conducted in the city (hereinafter collectively referred to as "net profits"). Licenses imposed for regulatory purposes shall not be subject to such limitations as to form and amount. No company that pays an ad valorem tax and a franchise tax is required to pay a license tax and no license tax shall be imposed upon or collected from any bank, trust company, combined bank and trust company or combined trust, banking and title business in this state, any savings and loan association whether state or federally chartered, or upon income received by members of the Kentucky national guard for active duty training, unit training assemblies, and annual field training, or on income received by precinct workers for election training or work at election booths in state, county, and local primary, regular, or special elections, ***or upon any profits, earnings, or distributions of an investment fund which would qualify under KRS 154.20-250 to 154.20-284 to the extent any profits, earnings, or distributions would not be taxable to an individual investor,*** or in any other case where the city is prohibited by statute from imposing a license tax.

(2) The rate fixed on both "wages" and "net profits" shall be one and one-fourth percent (1.25%).

(3) License fees or taxes shall be collected by the commissioners of the sinking fund. The proceeds from the taxes shall be paid to the secretary and treasurer of the sinking fund until income from all sources of the sinking fund is sufficient to pay the cost of administration and the interest charges for the current fiscal year of the sinking fund in addition to a sum sufficient to amortize the outstanding principal indebtedness of the city on a yearly basis in accordance with regularly used amortization tables.

(4) Revenue remaining after meeting the foregoing requirements shall be transferred to the city. Such revenues shall be credited to the general fund of the city as received and may be expended for general purposes or for capital improvements.

(5) The term "capital improvements" as used in this section is limited to additions or improvements of a substantial and permanent nature and services rendered in connection therewith, and includes but is not limited to:

(a) The purchase of rights of way for highways, expressways, and the widening of existing streets;

(b) The purchase of lands for park, recreational, and other governmental facilities and for public off-street parking facilities;

(c) The purchase, construction, reconstruction, renovation, or remodeling of municipal buildings, and facilities;

(d) The replacement of machinery, wires, pipes, structural members or fixtures, and other essential portions of municipal buildings;

(e) The initial equipment of any newly acquired facility wherein any essential governmental function of the municipality may be located or carried on;

(f) The purchase and installation of traffic control devices and fire alarm equipment;

(g) The reconstruction and resurfacing, but not routine maintenance, of streets and other public ways;

(h) The acquisition of motorized equipment purchased as additions to, but not replacements for, existing equipment; and

(i) Engineering and other costs incurred by the city in connection with the construction of public improvements financed under a special assessment plan.

(6) Ad valorem taxes for the benefit of the sinking fund shall not be levied unless the income of the sinking fund is otherwise insufficient to meet such requirements.

(7) Licenses shall be issued and enforced on terms and conditions as prescribed by ordinance.

Section 4. KRS 92.281 is amended to read as follows:

(1) Cities of all classes are authorized to levy and collect any and all taxes provided for in Section 181 of the Constitution of the Commonwealth of Kentucky, and to use the revenue therefrom for such purposes as may be provided by the legislative body of the city.

(2) Nothing in this section shall be construed to repeal, amend, or affect in any way the provisions of KRS 243.070.

(3) This section shall not in any wise repeal, amend, affect, or apply to any existing statute exempting property from local taxation or fixing a special rate on proper classification or imposing a state tax which is declared to be in lieu of all local taxation, nor shall it be construed to authorize a city to require any company that pays both an ad valorem tax and a franchise tax to pay a license tax.

(4) This section shall also be subject to the provisions of KRS 91.200 in cities of the first class having a sinking fund and commissioners of a sinking fund.

(5) License fees on businesses, trades, occupations, or professions may not be imposed by a city of the sixth class at a percentage rate on salaries, wages, commissions, or other compensation earned by persons for work done or services performed within said city of the sixth class nor the net profits of businesses, professions, or occupations from activities conducted in said city of the sixth class.

(6) License fees or occupational taxes may not be imposed against or collected on income received by precinct workers for election training or work at election booths in state, county, and local primary, regular, or special elections.

(7) License fees or occupational taxes may not be imposed against or collected on any profits, earnings, or distributions of an investment fund which would qualify under KRS 154.20-250 to 154.20-284 to the extent any profits, earnings, or distributions would not be taxable to an individual investor.

SECTION 5. A NEW SECTION OF KRS CHAPTER 141 IS CREATED TO READ AS FOLLOWS:

(1) As used in this section:

(a) "Construction of research facilities" means constructing, remodeling, and equipping facilities in this state or expanding existing facilities in this state for qualified research and includes only tangible, depreciable property, and does not include any amounts paid or incurred for replacement property; and

(b) "Qualified research" means qualified research as defined in Section 41 of the Internal Revenue Code.

(2) A nonrefundable credit in the amount determined in subsection (3) of this section is permitted against the tax assessed in KRS 141.020 or 141.040 for the construction of research facilities. Any unused credit may be carried forward ten (10) years.

(3) The credit allowed in subsection (2) of this section shall equal five percent (5%) of the qualified costs of construction of research facilities.

Section 6. KRS 141.068 is amended to read as follows:

(1) As used in this section, unless the context requires otherwise:

(a) "Authority" means the Kentucky Economic Development Finance Authority as created pursuant to KRS 154.20-010;

(b) "Investor" has the same meaning as set forth in ***Section 17 of this Act***[~~KRS 154.20-253~~];

(c) "Investment fund" has the same meaning as set forth in ***Section 17 of this Act***[~~KRS 154.20-253~~];

(d) "Investment fund manager" has the same meaning as set forth in ***Section 17 of this Act***[~~KRS 154.20-253~~]; and

(e) "Tax credit" means the credits provided for in ***Section 20 of this Act***[~~KRS 154.20-263~~].

(2) (a) An investor which is an individual or a corporation shall be entitled to the credit certified by the authority under ***Section 20 of this Act***[~~KRS 154.20-259(6)~~] against the income tax due computed as provided by KRS 141.020 or 141.040, respectively.

(b) The amount of the certified tax credit that may be claimed in any tax year of the investor shall be determined in accordance with the provisions of ***Section 20 of this Act***[~~KRS 154.20-263~~].

(3) (a) In the case of an investor that is an S-corporation, partnership, limited partnership, limited liability company, or limited liability partnership, the amount of the tax credit certified by the authority under ***Section 20 of this Act***[~~KRS 154.20-259(6)~~] shall be apportioned among the shareholders, partners, or members thereof, as applicable, at the same ratio as the shareholders', partners', or members' distributive shares of income are determined for the tax year during which the amount of the credit is certified by the authority.

(b) The amount of the tax credit apportioned to each shareholder, partner, or member that may be claimed in any tax year of the shareholder, partner, or member shall be determined in accordance with the provisions of ***Section 20 of this Act***[~~KRS 154.20-263~~].

(4) (a) In the case of an investor that is a trust, the amount of the tax credit certified by the authority under ***Section 20 of this Act***[~~KRS 154.20-259(6)~~] shall be apportioned to the trust and the beneficiaries on the basis of the income of the trust allocable to each for the tax year during which the tax credit is certified by the authority.

(b) The amount of tax credit apportioned to each trust or beneficiary that may be claimed in any tax year of the trust or beneficiary shall be determined in accordance with the provisions of ***Section 20 of this Act***[~~KRS 154.20-263~~].

(5) The Revenue Cabinet shall promulgate administrative regulations under KRS Chapter 13A adopting forms and procedures for the reporting and administration of credits authorized by ***Section 20 of this Act***[~~KRS 154.20-263~~].

Section 7. KRS 141.0205 is amended to read as follows:

If a taxpayer is entitled to more than one (1) of the tax credits allowed against the tax imposed by KRS 141.020 or 141.040, the priority of application and use of the credits shall be determined as follows:

(1) The nonrefundable credits against the tax imposed by KRS 141.020 shall be taken in the following order:
(a) The individual credits permitted by KRS 141.020(3);
(b) The economic development credits computed under KRS 141.347, 141.400, 141.403, 141.407, and 154.12-2088;
(c) The health insurance credit permitted by KRS 141.062;
(d) The tax paid to other states credit permitted by KRS 141.070;
(e) The credit for hiring the unemployed permitted by KRS 141.065;
(f) The recycling or composting equipment credit permitted by KRS 141.390;
(g) The tax credit for cash contributions in investment funds permitted by KRS 154.20-263 ***in effect prior to the effective date of this Act and the credit permitted by Section 20 of this Act***;
(h) The low income credit permitted by KRS 141.066;
(i) The household and dependent care credit permitted by KRS 141.067;[~~ and~~]
(j) The coal incentive credit permitted under KRS 141.0405***; and***
(k) The research facilities credit permitted under Section 5 of this Act.

(2) After the application of the nonrefundable credits in subsection (1) of this section, the refundable credits against the tax imposed by KRS 141.020 shall be taken in the following order:
(a) The individual withholding tax credit permitted by KRS 141.350; and
(b) The individual estimated tax payment credit permitted by KRS 141.305.

(3) The nonrefundable credits against the tax imposed by KRS 141.040 shall be taken in the following order:
(a) The economic development credits computed under KRS 141.347, 141.400, 141.403, 141.407, and 154.12-2088;
(b) The health insurance credit permitted by KRS 141.062;
(c) The unemployment credit permitted by KRS 141.065;
(d) The recycling or composting equipment credit permitted by KRS 141.390;
(e) The coal conversion credit permitted by KRS 141.041;
(f) The enterprise zone credit permitted by KRS 154.45-090;
(g) The tax credit for cash contributions to investment funds permitted by KRS 154.20-263 ***in effect prior to the effective date of this Act and the credit permitted by Section 20 of this Act***;[~~ and~~]
(h) The coal incentive credit permitted under KRS 141.0405***; and***
(i) The research facilities credit permitted under Section 5 of this Act.

(4) After the application of the nonrefundable credits in subsection (3) of this section, the refundable corporation estimated tax payment credit permitted by KRS 141.044 shall be allowed as a credit against the tax imposed by KRS 141.040.

Section 8. KRS 141.206 is amended to read as follows:

(1) Every partnership or S corporation owning property or engaging in business in Kentucky, shall, on or before the fifteenth day of the fourth month following the close of its annual accounting period, file a copy of its federal partnership return or

S corporation return with the form prescribed and furnished by the cabinet.

(2) Partnerships and S corporations shall determine taxable income in the same manner as in the case of an individual under KRS 141.010(9) to (11) and the adjustment required under Sections 703(a) and 1363(b) of the Internal Revenue Code. Computation of taxable income under this section and the computation of the partners or shareholders distributive share shall be computed as nearly as practicable identical with those required for federal income tax purposes except to the extent required by differences between this chapter and the federal income tax law and regulations.

(3) Individuals or corporations carrying on a business as a partnership or S corporation shall be liable for income tax only in their individual or corporate capacities, and no income tax shall be assessed upon the income of any partnership or S corporation except as prescribed in KRS 141.040(5).

(a) Resident and nonresident individuals who are partners or S corporation shareholders must report and pay tax on the distributive share of net income, gain, loss, deduction, or credit, as determined in subsection (2) of this section, except as provided in subsections (4) and (5) of this section. Partnerships and S corporations may be required to withhold Kentucky income tax on the distributive share under administrative regulations issued by the cabinet.

(b) Corporations which are partners must include their distributive share of net income, gain, loss, deduction or credit, as determined under subsection (2) of this section, except as provided in subsections (4) and (5) of this section.

(4) Resident and nonresident individuals and corporations which are partners in a partnership or shareholders in an S corporation carrying on business only in Kentucky are taxable on all items of income gain, loss, deduction or credit determined under subsection (2) of this section and reported as their distributive share from the partnership or S corporation.

(5) Nonresident individuals and corporations which are partners in a partnership or shareholders in an S corporation which does business within and without Kentucky are taxable on their proportionate share of the distributive income passed through the partnership or S corporation attributable to business done in Kentucky.

(a) Business done in Kentucky is determined by the ratio of gross receipts from sales to purchasers or customers in Kentucky or services performed in Kentucky to the total gross receipts from sales or service everywhere.

(6) Resident partners, S corporation shareholders and corporations which are partners in a multistate partnership or shareholders in a multistate S corporation are taxable on one hundred percent (100%) of the distributive share of income, gains, losses, deductions or credits.

(7) Resident individuals who are partners in a partnership or shareholders in an S corporation which does not carry on business in Kentucky are subject to tax under KRS 141.020 on federal net income, gain, deduction, loss or credit passed through the partnership or S corporation.

(8) S corporation for purpose of this section means a corporation which has elected for federal tax purposes to be taxed as an S corporation. An election for federal tax purposes is a binding election for Kentucky tax purposes.

(9) Nonresident individuals shall not be taxable on investment income distributed by a qualified investment partnership. For purposes of this subsection a "qualified investment partnership" means a partnership formed to hold only investments that produce income that would not be taxable to the nonresident individual if held or owned individually.

SECTION 9. A NEW SECTION OF SUBCHAPTER 12 OF KRS CHAPTER 154 IS CREATED TO READ AS FOLLOWS:

As used in Sections 9 to 12 of this Act, unless the context indicates otherwise:

(1) "Affiliate" means an ICC identified as the headquarters for program activity in a region or subregion;

(2) "Commissioner" means the commissioner of the Office for the New Economy established in KRS 154.12-278;

(3) "ICC" means the Kentucky Innovation and Commercialization Center;

(4) "Region" means a geographic area of Kentucky designated as having a unique innovation strategic plan by the Office for the New Economy; and

(5) "Satellite" means an office of an affiliate in a region.

SECTION 10. A NEW SECTION OF SUBCHAPTER 12 OF KRS CHAPTER 154 IS CREATED TO READ AS FOLLOWS:

(1) There is established the Kentucky Innovation and Commercialization Center Program within the Office for the New Economy. The goal of the ICC program is to create products, new companies, and value-added jobs in communities throughout the Commonwealth. Strategies to achieve this goal include:

(a) Increasing quality deal flow of technology-based firms in Kentucky;

(b) Increasing understanding of start-up process and investment practices; and

(c) Providing value-added services to the start-up and investment community.

(2) The duties of the ICC program shall include but not be limited to:

(a) Identifying and linking entrepreneurs, faculty, scientists, venture capitalists, and other key individuals from the business sector, universities, community and technical colleges, local leaders, and government for the creation

and expansion of knowledge-based companies;

(b) *Establishing a uniform protocol for assembling and communicating project concepts and opportunities;*

(c) *Supporting high-quality projects through the concept and development phases including services such as market research, prototype development, business plan and strategies development, grant and contract capabilities, and capital and management resource identification; and*

(d) *Identifying, in the area of technology development, potential partners, strategic opportunities, training and educational needs, and issues that inhibit the growth of technology sectors and business clusters in the state.*

SECTION 11. A NEW SECTION OF SUBCHAPTER 12 OF KRS CHAPTER 154 IS CREATED TO READ AS FOLLOWS:

(1) *The Kentucky Innovation and Commercialization Centers are private-public partnerships, operating as a cohesive statewide infrastructure to support the implementation of key Kentucky Innovation Act initiatives.*

(2) *The organization of the ICCs shall include a central statewide headquarters, six (6) affiliate centers, and a number of satellite offices.*

(a) *The central headquarters has primary responsibility for the following:*

1. *Managing and administering the ICC Program;*
2. *Establishing uniform program application, protocol, and operating guidelines when appropriate;*
3. *Supporting the protocol by creating and funding centralized services to be distributed throughout the network; and*
4. *Identifying those issues, opportunities, and challenges that have statewide implications.*

(b) *The regional affiliates are responsible for fulfilling the duties as set forth in Section 10 of this Act relating to the implementation of the region's innovation strategic plan and supporting the implementation of the Kentucky Innovation Act initiatives in the region or subregion;*

(c) *The satellites are responsible for generating technology business development in their assigned geographic area, acting as a bridge between individuals and businesses needing critical early state concept and development work and the affiliate centers that can provide this support.*

The affiliates and satellites provide a valuable assurance for equal access to the Kentucky Innovation Act initiatives and funding, and provide an opportunity for full participation in rural and remote, as well as metropolitan, areas of the state.

(3) *The commissioner shall have all the powers and authority, not explicitly prohibited by statute, necessary and convenient to carry out and effectuate the purposes of Sections 9 to 12 of this Act.*

(4) *The commissioner may, in effectuating the provisions of Sections 9 to 12 of this Act, contract with a science and technology organization as defined in Section 29 of this Act to administer and manage the ICC Program.*

SECTION 12. A NEW SECTION OF SUBCHAPTER 12 OF KRS CHAPTER 154 IS CREATED TO READ AS FOLLOWS:

(1) *Notwithstanding any other funding available for the implementation and operations of the ICC Program, a concept phase funding pool shall be created to assist individuals and businesses in the earliest stages of project feasibility and concept development.*

(2) *The amount of the funds available for any one (1) project or project concept from the concept phase funding pool shall not exceed twenty-five thousand dollars ($25,000).*

(3) *The individual or business shall match any award for each project or project concept receiving funds from the concept phase pool.*

SECTION 13. A NEW SECTION OF SUBCHAPTER 12 OF KRS CHAPTER 154 IS CREATED TO READ AS FOLLOWS:

The Kentucky Science and Technology Corporation shall administer and manage the Kentucky Science and Engineering Foundation as a means to increase Kentucky's capacity to become a leader state in competitive research by attracting more research funding from all sources to the Commonwealth. The Kentucky Science and Engineering Foundation shall be modeled in part on the National Science Foundation and shall make its own investments in peer-reviewed science and engineering research, to accelerate the rate of research and development funds and work to increase the amount of federal and private sector funds for this work in Kentucky.

Section 14. KRS 154.12-224 is amended to read as follows:

(1) There is created in the Cabinet for Economic Development the Department of Financial Incentives. The department shall be headed by a commissioner appointed by the Governor pursuant to KRS 12.040. The department shall coordinate all financial assistance, tax credit, and related programs available for business and industry.

(2) The department shall include the following divisions, each of which shall be headed by a director appointed by the secretary pursuant to KRS 12.050:

(a) The Grant Programs Division, which shall supervise and manage the Economic Development Bond Program, as set forth in KRS 154.12-100, and the Local Government Economic Development Program, as set forth in KRS 42.4588;

(b) The Direct Loan Programs Division, which shall supervise and manage the Direct Loan Program of the Kentucky Economic Development Finance Authority, as set forth in 307 KAR 1:020, and the Small Business Loans Branch;

(c) The Tax Incentive Programs Division, which shall supervise and manage the Kentucky Industrial Development Act Program, as set forth in KRS 154.28-010 et seq., the Kentucky Jobs Development Act Program, as set forth in KRS 154.24-010 et seq., the Kentucky Industrial Revitalization Act Program, as set forth in KRS 154.26-010 et seq., the Kentucky Rural Economic Development Act Program, as set forth in KRS 154.22-010 et seq., and the Kentucky Enterprise Zone Program, as set forth in KRS 154.45-001 et seq., which shall be attached to the division for administrative purposes; and

(d) The Program Servicing Division, which shall perform auditing, monitoring, and compliance functions for the Grant Programs Division, the Direct Loan Programs Division, and the Tax Incentive Programs Division within the Department of Financial Incentives.

(3) The department shall also include the following entities:

(a) The Kentucky investment fund, established by KRS 154.20-250 to 154.20-284, which shall be attached to the department for administrative purposes and staff support; and

(b) The Bluegrass State Skills Corporation, established by KRS 154.12-204 to 154.12-208, which shall be attached to the department.

Section 15. KRS 154.12-274 is amended to read as follows:

(1) As used in this section, "cluster" shall have the same meaning as in KRS 164.6011.

(2) It is the intention of the General Assembly to recognize that a strong manufacturing base for the economy of the Commonwealth requires not only modernization of the production process but also an increase in the number of products developed, so that through the creation of new product lines, additional value-added products, and new manufacturing methods the economy will grow and quality job opportunities will increase. The Cabinet for Economic Development shall support this intention through its authority in KRS 154.12-050[~~ and through its strategic technology capacity initiative in KRS 154.12-270~~].

(3) The Cabinet for Economic Development shall enter into contracts or agreements with the Kentucky ***Manufacturing Assistance Center***[~~Technology Service, Inc.~~], a nonprofit organization with the mission to assist Kentucky small and medium-size manufacturers to become more competitive in the global marketplace. The contracts or agreements shall require the Kentucky ***Manufacturing Assistance Center***[~~Technology Service, Inc.~~], to undertake the following activities:

(a) Negotiate contractual agreements with existing manufacturers to deliver modernization services that are likely to lead to the creation of new product lines, additional value-added products, and new manufacturing methods;

(b) Deliver engineering, technical, and business improvement services in Kentucky manufacturing facilities, through the network of Kentucky Technology Service locations in the state, that lead to the development of new product lines, additional value-added products, and new manufacturing methods;

(c) Coordinate services for and support the activities of Kentucky manufacturers that need additional projects, activities, and expertise beyond those available through the Kentucky ***Manufacturing Assistance Center***[~~Technology Service, Inc.~~];

(d) Promote, along with other economic development entities, the development of supplier chains, the linkages among suppliers, and the growth of clusters within the Commonwealth; and

(e) Provide to the Cabinet for Economic Development and Kentucky Innovation Commission a report of the advances made in the manufacturing modernization projects initiated.

Section 16. KRS 154.12-278 is amended to read as follows:

(1) As used in this section, "cluster" and "knowledge-based" shall have the same meaning as in KRS 164.6011.

(2) There is established the Office[~~ of the Commissioner~~] for the New Economy in the Cabinet for Economic Development. Notwithstanding KRS 154.10-050, the Governor shall nominate the commissioner ***of the Office for the New Economy***, who shall be approved by the Kentucky Economic Development Partnership.

(3) The duties of the Office[~~ of the Commissioner~~] for the New Economy shall include but not be limited to:

(a) ***Implement the Kentucky Innovation and Commercialization Center Program as set forth in Sections 9 to 12 of this Act***[~~Undertake a strategic technology capacity initiative under KRS 154.12-270~~];

(b) ***Monitor the return on investments and effectiveness of the Kentucky Innovation Act initiatives as set forth in the Strategic Plan for the New Economy as approved by the Kentucky Innovation Commission, January 7, 2002, or as revised, and report annually prior to November 1 to the Kentucky Innovation Commission, the Governor, and the General Assembly***[~~Develop a knowledge-based economy strategy to be presented to the Kentucky Economic Development Partnership and the Kentucky Innovation Commission in KRS 154.12-270~~];

(c) Oversee the modernization initiative in KRS 154.12-274;

(d) Assist the cabinet in the recruitment of research and development companies;

(e) Assist the cabinet in the attraction of high-technology research and development centers;

(f) Support growth and creation of knowledge-based, innovative companies;

(g) Build *the infrastructure for the new economy businesses* and promote networks of technology-driven clusters and research intensive industries;

(h) Administer the high-tech construction pool and the high-tech investment pool;[~~ and~~]

(i) Recommend projects to the Kentucky Economic Development Finance Authority for funding through the high-tech construction pool and high-tech investment pool*; and*

(j) Review and approve the annual plan which details the annual allocation of funds from the Science and Technology Funding Program, prior to the Council on Postsecondary Education executing a contract with the science and technology organization to administer science and technology funding programs. As used in this paragraph, the Science and Technology Funding Program means the Kentucky Rural Innovation Program, the Kentucky Research and Development Voucher Program, the Kentucky Commercialization Program, The Regional Technology Corporations/Innovation and Commercialization Center Satellites, and the Experimental Program to Stimulate Competitive Research/Kentucky Science and Engineering Foundation.

(4) The high-tech construction pool shall be used for projects with a special emphasis on the creation of high-technology jobs and knowledge-based companies. The commissioner, in administering the high-tech construction pool, shall recommend distribution of funds and projects to the Kentucky Economic Development Finance Authority for its approval. The commissioner shall recommend any designated amount of pool funds to be set aside for any match requirements. Any funds used for matching purposes may include public and private funds.

(5) The high-tech investment pool shall be used to build and promote[~~ networks to~~] technology-driven industries and research-intensive industries, as well as their related suppliers, with the goal of creating clusters of innovation-driven industries in Kentucky. The commissioner, in administering the high-tech investment pool, shall be authorized to recommend funds to be used to support loans and grants, or to secure an equity *or related* position[~~ in industrial networks~~].

(6) The Kentucky Economic Development Finance Authority shall assure in their approval of funding of projects that the highest priority is given to knowledge-based companies in fulfillment of the purposes and intentions of the purposes of this section.

SECTION 17. A NEW SECTION OF KRS 154.20-250 TO 154.20-284 IS CREATED TO READ AS FOLLOWS:

As used in KRS 154.20-250 to 154.20-284, unless the context clearly requires otherwise:

(1) "Affiliate" means any person or entity who directly or indirectly, through one (1) or more intermediaries, controls or is controlled by or is under common control with another person or entity;

(2) "Agreement" means an investment fund agreement entered into pursuant to subsection (5) of Section 18 of this Act by the authority and an investment fund manager on behalf of the investment fund, the investment fund manager, and any investor in the investment fund;

(3) "Amended application" means a document submitted by an investment fund manager, in a form acceptable to the authority and on behalf of an investment fund, for the purpose of increasing the aggregate amount of available tax credits;

(4) "Applicant" means any person or entity who has not received approval from the authority as an investment fund manager, but who has submitted or will submit an application to the authority for approval as an investment fund manager;

(5) "Authority" means the Kentucky Economic Development Finance Authority or its designee;

(6) "Cash contribution" means an investment of money by an investor in an investment fund under the terms of KRS 154.20-250 to 154.20-284;

(7) "Committed cash contribution" means a legally binding agreement by an investor to make a cash contribution in an amount set forth in a written agreement between an investor and an investment fund;

(8) "Commonwealth" means the Commonwealth of Kentucky;

(9) "Credit" means a nonrefundable credit for investors against state tax liability allocated and granted by the authority pursuant to Section 20 of this Act for qualified investments made by approved investment funds;

(10) "Entity" means any corporation, limited liability company, business development corporation, partnership, limited partnership, registered limited liability partnership, sole proprietorship, association, joint stock company, receivership, trust, professional service organization, or other legal entity through which business is conducted;

(11) "Financial institution" means "financial institution" as defined in KRS 136.500(10) and includes savings and loan associations, savings banks, and similar institutions subject to the taxes imposed by KRS 136.290, 136.300, or 136.310;

(12) "Insurance company" means any insurance company subject to the taxes imposed by KRS 136.320, 136.330, or 304.3-270;

(13) "Investment fund" means any entity that is organized by an investment fund manager in compliance with applicable state and federal securities laws and regulations, and is approved by the authority to make qualified investments pursuant to Section 19 of this Act;

(14) "Investment fund manager" means any person or entity that has been approved by the authority to manage one (1) or more investment funds authorized under the provisions of KRS 154.20-250 to 154.20-284 and is in compliance with all applicable federal and state regulations;

(15) "Investor" means any person or entity, including financial institutions and insurance companies, that is subject to state tax liability and that makes a cash contribution or a committed cash contribution to an investment fund in accordance with the provisions of KRS 154.20-250 to 154.20-284 and has not been convicted of violating any of Kentucky's tax laws within the past ten (10) years;

(16) "Nonprofit entity" means an investor that is exempt from federal income tax under Section 501(c) of the Internal Revenue Code of 1986, as amended;

(17) "Qualified activity" means any industrial, manufacturing, mining, mining reclamation for economic development, commercial, health care, agricultural enterprise, or agribusiness activity. A "qualified activity" does not include any activity principally engaged in by financial institutions, commercial development companies, credit companies, financial or investment advisors, brokerage or financial firms, other investment funds or investment fund managers, charitable and religious institutions, oil and gas exploration companies, insurance companies, residential housing developers, retail establishments, or any activity that the authority determines in its discretion to be against the public interest, against the purposes of KRS 154.20-250 to 154.20-284, or in violation of any law;

(18) "Qualified investment" means an investment of money in a small business by an investment fund, in compliance with applicable state and federal securities laws and regulations, seeking a financial return based upon that consideration. In consideration for the qualified investment, the investment fund shall receive an equity interest in the small business, such as a general or limited partnership interest, common or preferred stock with or without voting rights and without regard to seniority position, forms of subordinate or convertible unsecured debt, or both, with warrants, rights, or other means of equity conversion attached; and

(19) "Small business" means any entity which at the time a qualified investment is made by an investment fund:

- *(a) 1. Has a net worth of five million dollars ($5,000,000) or less or net income after federal income taxes for each of the two (2) preceding fiscal years of three million dollars ($3,000,000) or less; or*
  - *2. Is a knowledge-based business, as shall be prescribed by the commissioner of the Office for the New Economy, and has a net worth of ten million dollars ($10,000,000) or less;*
- *(b) Is actively and principally engaged in a qualified activity within the Commonwealth, or will be actively and principally engaged in a qualified activity within the Commonwealth after the receipt of a qualified investment by an investment fund;*
- *(c) Has no more than one hundred (100) employees; and*
- *(d) Has more than fifty percent (50%) of its assets, operations, and employees located in Kentucky.*

SECTION 18. A NEW SECTION OF KRS 154.20-250 TO 154.20-284 IS CREATED TO READ AS FOLLOWS:

(1) The total amount of tax credits available to any single investment fund shall not exceed, in aggregate, eight million dollars ($8,000,000) for all investors and all taxable years. The total tax credits available for all investors in all investment funds shall not exceed forty million dollars ($40,000,000).

(2) A person or entity seeking to be approved as an investment fund manager for the operation of one (1) or more investment funds shall make written application to the authority pursuant to Section 19 of this Act, in addition to complying with applicable state and federal securities laws and regulations.

(3) Prior to the granting of any tax credits to investors of an investment fund, the committed cash contributions to an investment fund shall be not less than five hundred thousand dollars ($500,000).

(4) An investment fund shall have no less than four (4) investors, and no investor or investment fund manager, including their immediate family members, as defined in subsection (7) of Section 29 of this Act, and affiliates may own or have a capital interest in more than forty percent (40%) of the investment fund's capitalization.

(5) Subsequent to approval of the investment fund and the investment fund manager, the authority and the investment fund manager, on behalf of itself and any investors in the investment fund, shall enter into an agreement with respect to the investment fund. The terms and provisions of each agreement shall be determined by negotiations between the authority and the investment fund manager. The effective date of the agreement shall be the date of approval of the investment fund and the investment fund manager by the authority. If an investment fund manager fails to comply with any of the obligations of the agreement, the authority may, at its option, do any one (1) or more of the following:

- *(a) Suspend the availability of the credits;*
- *(b) Pursue any remedy provided under the agreement, including termination of the agreement; or*
- *(c) Pursue any other remedy at law to which it may be entitled.*

(6) Any investor shall be entitled to a tax credit as a result of its investment in an investment fund as provided in Section

20 of this Act.

(7) Total qualified investments made by an investment fund, including initial and subsequent investments made by an investment fund, in any single small business using approved qualified investments, shall not exceed thirty percent (30%) of the committed cash contributions to the investment fund. This restriction shall not apply to investments of money by the investment fund that are not qualified investments.

(8) The provisions of this section shall not prohibit an investment fund from investing in a business that is not a small business, including a business that is located outside of the Commonwealth; however, such investments shall not be eligible for the tax credit set forth in Section 20 of this Act.

SECTION 19. A NEW SECTION OF KRS 154.20-250 TO 154.20-284 IS CREATED TO READ AS FOLLOWS:

(1) The approval of investment funds and investment fund managers shall be made pursuant to an application to the authority submitted by a proposed fund manager on behalf of a proposed investment fund and shall include:

(a) The name, address, and Social Security number or employer identification number, as applicable, of the investment fund manager and the investment fund;

(b) The applicant's business plan, including the minimum and maximum amount of cash contributions to be solicited for the investment fund, and strategy for operation of the proposed investment fund;

(c) The amount of credits the investment fund seeks for making qualified investments;

(d) The applicant fund manager's relevant experience and demonstrated ability to manage the proposed investment fund;

(e) The location and account number of a bank account that has been established for use by the investment fund;

(f) The exemption or registration provision that is being relied upon or intended to be relied upon by both the investment fund and the investment fund manager to permit this offering of securities and the activity of the investment fund manager in relation to the offering, in compliance with applicable state and federal securities laws and regulations;

(g) A representation that the investment fund and the investment fund manager are and shall remain in compliance with applicable state and federal securities regulations; and

(h) Any additional information the authority deems necessary.

(2) The applicant shall include copies of the following documents as attachments to the application:

(a) The disclosure documents used in connection with the offering and investment in the investment fund;

(b) The disclosure documents provided to each investor which state that:

1. The investor has certain rights, responsibilities, and liabilities pursuant to KRS 154.20-250 to 154.20-284;

2. The Commonwealth shall be immune from liability for any losses or damages investors, investment funds, or investment fund managers may incur pursuant to Section 26 of this Act;

3. No tax credit shall be available under the provision of KRS 154.20-250 to 154.20-284 until the investment fund and the investment fund manager have complied with applicable state and federal securities laws and regulations and have been approved by the authority, and an agreement has been executed, and the terms of that agreement have been disclosed in writing to each investor; and

4. Investors shall lose all rights to any unused credits allocated to an investment fund that does not make a qualified investment within one (1) year of the date of the agreement with the authority or within any one (1) year period thereafter through the end of the term of the agreement.

An applicant soliciting cash contributions for the initial capitalization of an investment fund, or an investment fund manager soliciting additional cash contributions for an approved investment fund, shall disclose in advance and in writing to each potential investor those items described in this subsection in addition to any other items required by law or by agreement.

(3) The authority shall have, in addition to its other powers provided in this chapter and as otherwise provided by law, all powers and authority, not explicitly prohibited by statute, that are necessary or convenient to carry out and effectuate the purposes, objectives, and provisions of KRS 154.20-250 to 154.20-284, including, but not limited to, power to:

(a) Require consultation, advisory, and legal fees and other expenses the authority deems necessary or incident to the preparation, adoption, implementation, modification, or enforcement of the terms of any agreement or other document, or otherwise necessary or incident to any transaction;

(b) Require the investment fund manager to pay these fees and expenses directly to the person providing such consultation, advisory, legal, or other services on behalf of the authority; and

(c) Impose and collect fees and charges in connection with any transaction and provide for reasonable penalties for delinquent payment of fees or charges.

Any payments made by an investment fund manager pursuant to this subsection may be passed on to the investment fund manager's investment fund.

(4) An investment fund's stated purpose shall be primarily to encourage and assist in the creation, development, or expansion of small businesses located in Kentucky.

(5) The criteria considered by the authority for the approval of investment fund managers and the maximum amount of credits allocated to the investors of an investment fund shall include, but not be limited to:

- *(a) Compliance by those persons with applicable state and federal securities laws and regulations;*
- *(b) A review of the application;*
- *(c) The investment strategy for the investment fund;*
- *(d) The relevant experience of the applicant fund manager or, if the applicant fund manager is an entity, the applicant's management;*
- *(e) The applicant's demonstrated ability to manage the investment fund; and*
- *(f) The amount of credits requested by the investment fund and the total amount of credits which may be granted to investors under Section 20 of this Act.*

(6) Following the making of a qualified investment, the investment fund manager shall within sixty (60) days file a disclosure form with the authority detailing the following information:

- *(a) The name and address of the small business in which the qualified investment was made;*
- *(b) The amount of the qualified investment; and*
- *(c) The name, address, and Social Security number or employer identification number, as may be applicable, of each investor and the amount of credit allocated to each investor by virtue of the investor's proportional ownership interest in the qualified investment.*

(7) An investment fund manager and its affiliates may operate no more than three (3) separate investment funds pursuant to separate applications submitted to and approved by the authority, provided the investment fund manager is in compliance with any applicable state and federal securities laws and regulations as evidenced by a written statement to the authority by an investment fund manager to that effect.

(8) An investment fund manager seeking to expand a previously approved investment fund shall submit to the authority an amended application in a form acceptable to the authority.

(9) An investment fund shall lose all unused credits that are available to its investors if the investment fund does not make a qualified investment within one (1) year of the date of the agreement or within any one (1) year period thereafter through the end of the term of the agreement.

(10) The contents of the information form required under subsections (1), (2), and (6) of this section shall be treated by the authority and by the Revenue Cabinet as confidential and shall not be considered public records under KRS 61.870 to 61.884.

(11) The authority, in consultation with the Revenue Cabinet, may establish additional procedures and standards, as it deems necessary for the approval of investment funds and investment fund managers, and for the allocation and granting of investment tax credits by the promulgation of administrative regulations in accordance with the provisions of KRS Chapter 13A.

SECTION 20. A NEW SECTION OF KRS 154.20-250 TO 154.20-284 IS CREATED TO READ AS FOLLOWS:

(1) An investor shall be entitled to a nonrefundable credit equal to forty percent (40%) of the investor's proportional ownership share of all qualified investments made by its investment fund and verified by the authority. The aggregate tax credit available to any investor shall not exceed forty percent (40%) of the cash contribution made by the investor to its investment fund. The credit may be applied against the income tax imposed by KRS 141.020 or 141.040, the corporation license tax imposed by KRS 136.070, the insurance taxes imposed by KRS 136.320, 136.330, and 304.3-270, and the taxes on financial institutions imposed by KRS 136.300, 136.310, and 136.505.

(2) The tax credit amount that may be claimed by an investor in any tax year shall not exceed fifty percent (50%) of the initial aggregate credit amount approved by the authority for the investment fund which would be proportionally available to the investor. An investor may first claim the credit granted in subsection (1) of this section in the year following the year in which the credit is granted.

(3) If the credit amount that may be claimed in any tax year, as determined under subsections (1) and (2) of this section, exceeds the investor's combined tax liabilities against which the credit may be claimed for that year, the investor may carry the excess tax credit forward until the tax credit is used, but the carry-forward of any excess tax credit shall not increase the fifty percent (50%) limitation established by subsection (2) of this section. Any tax credits not used within fifteen (15) years of the approval by the authority of the aggregate tax credit amount available to the investor shall be lost.

(4) The tax credits allowed by this section shall not apply to any liability an investor may have for interest, penalties, past due taxes, or any other additions to the investor's tax liability. The holder of the tax credit shall assume any and all liabilities and responsibilities of the credit.

(5) The tax credits allowed by this section are not transferable, except that:

(a) A nonprofit entity may transfer, for some or no consideration, any or all of the credits it receives under this section and any related benefits, rights, responsibilities, and liabilities. Within thirty (30) days of the date of any transfer of credits pursuant to this subsection, the nonprofit entity shall notify the authority and the Revenue Cabinet of:

1. The name, address, and Social Security number or employer identification number, as may be applicable, of the party to which the nonprofit entity transferred its credits;

2. The amount of credits transferred; and

3. Any additional information the authority or the Revenue Cabinet deems necessary.

(b) If an investor is an entity and is a party to a merger, acquisition, consolidation, dissolution, liquidation, or similar corporate reorganization, the tax credits shall pass through to the investor's successor.

(c) If an individual investor dies, the tax credits shall pass to the investor's estate or beneficiaries in a manner consistent with the transfer of ownership of the investor's interest in the investment fund.

(6) The tax credit amount that may be claimed by an investor shall reflect only the investor's participation in qualified investments properly reported to the authority by the investment fund manager. No tax credit authorized by this section shall become effective until the Revenue Cabinet receives notification from the authority that includes:

(a) A statement that a qualified investment has been made that is in compliance with KRS 154.20-250 to 154.20-284 and all applicable regulations; and

(b) A list of each investor in the investment fund that owns a portion of the small business in which a qualified investment has been made by virtue of an investment in the investment fund, and each investor's amount of credit granted to the investor for each qualified investment.

The authority shall, within sixty (60) days of approval of credits, notify the Revenue Cabinet of the information required pursuant to this subsection and notify each investor of the amount of credits granted to that investor, and the year the credits may first be claimed.

(7) After the date on which investors in an investment fund have cumulatively received an amount of credits equal to the amount of credits allocated to the investment fund by the authority, no investor shall receive additional credits by virtue of its investment in that investment fund unless the investment fund's allocation of credits is increased by the authority pursuant to an amended application.

(8) The maximum amount of credits to be authorized by the authority shall be three million dollars ($3,000,000) for each of fiscal years 2002-03 and 2003-04.

SECTION 21. A NEW SECTION OF KRS 154.20-250 TO 154.20-284 IS CREATED TO READ AS FOLLOWS:

(1) To receive the credit provided by Section 20 of this Act, an investor shall claim the credit on the investor's annual state tax returns in the manner prescribed by the Revenue Cabinet.

(2) The contents of an investor's filings under subsection (1) of this section shall be treated by the authority and by the Revenue Cabinet as confidential and shall not be considered public records under the Kentucky Open Records Act, KRS 61.870 to 61.884.

SECTION 22. A NEW SECTION OF KRS 154.20-250 TO 154.20-284 IS CREATED TO READ AS FOLLOWS:

(1) An investment fund that violates the provisions of KRS 154.20-250 to 154.20-284 shall pay to the State Treasurer a penalty in an amount equal to the amount of all credits claimed by the investors when these credits are determined to be derived from unqualified investments, plus interest at the rate of two percent (2%) per month, compounded monthly, from the date the credits were taken. If the investment fund fails to pay the penalty and interest in full as required by the Revenue Cabinet, each investor shall be personally liable to the Revenue Cabinet for that investor's share of the unpaid penalty, which shall be determined by the amount of credits received and utilized by the investor and all applicable interest. Any payment of unpaid penalty by an investor shall be included with the investor's state tax return for the period in which the failure or violation occurred. The secretary of the Revenue Cabinet shall give notice in writing to the authority, the investment fund manager, and the investors of any penalties imposed. The secretary of the Revenue Cabinet may abate any imposed penalty upon written request, if the investment fund manager establishes reasonable cause for the failure to make qualified investments in small businesses under the provisions of KRS 154.20-250 to 154.20-284, or to otherwise comply with the provisions of KRS 154.20-250 to 154.20-284. The State Treasurer shall deposit any amounts received pursuant to this section in the Commonwealth's general fund.

(2) The administration of this section shall be the responsibility of the Revenue Cabinet.

SECTION 23. A NEW SECTION OF KRS 154.20-250 TO 154.20-284 IS CREATED TO READ AS FOLLOWS:

(1) Each investment fund manager shall file an annual report with the secretary of the Revenue Cabinet and with the authority, on or before February 15 of each year during which it manages an investment fund. This report shall include information that the authority prescribes from time to time, including, but not limited to, the following:

(a) For each small business in which qualified investments are made by the investment fund during the reporting period, the name and address of the small business, the amount of qualified investments made by the investment fund, the job creation anticipated and achieved by the small business, and new products and

technologies being developed by the small business;

(b) An affidavit prepared by the investment fund manager or, if the investment fund is an entity, by an authorized officer, partner, trustee, member, or manager of the investment fund management firm that states:

1. At the time of each qualified investment, each small business qualifies as a small business under the provisions of KRS 154.20-250 to 154.20-284;

2. The name and address of each investor, and the amount of cash contribution to the investment fund of each investor who is entitled to the credits; and

3. The continued compliance by the investment fund and the investment fund manager with all applicable state and federal securities laws and regulations.

(2) The authority shall provide an annual written status report to the standing Appropriations and Revenue Committee of each house or to the Interim Joint Committee on Appropriations and Revenue, as appropriate, concerning the activities of the Kentucky investment fund for each fiscal year beginning with the fiscal year ended July 30, 2003. On or before November 1 of each year, the authority shall make an annual report for the preceding fiscal year to the Governor, the Legislative Research Commission, and the Kentucky Innovation Commission. The annual report shall include, but not be limited to, the following information:

(a) The total number of investors and the aggregate amount of committed cash contributions to all investment funds, categorized by the types of business entities through which investors conduct business and the geographical distribution of investors, including the area development districts;

(b) The total number and amounts of qualified investments made by each investment fund to qualified small businesses, categorized by type of businesses, amount of investment, job creation anticipated and achieved, geographical distribution, including area development districts, and new products and technologies developed; and

(c) The total amount of credits granted to investors.

(3) The contents of the annual reports from investment fund managers to the authority described in subsection (1) of this section shall be treated by the authority as confidential, and shall not be considered a public record under the Kentucky Open Records Act, KRS 61.870 to 61.884.

(4) The authority may charge a fee in connection with the administration and processing of an annual report made by an investment fund manager.

SECTION 24. A NEW SECTION OF KRS 154.20-250 TO 154.20-284 IS CREATED TO READ AS FOLLOWS:

Any investment fund approved to make qualified investments pursuant to KRS 154.20-250 to 154.20-284 prior to July 1, 2002, unless otherwise approved by the authority, shall continue to operate and be granted credits pursuant to the agreement entered into and the rules, regulations, and procedures adopted by the authority prior to the effective date of this Act.

Section 25. KRS 154.20-277 is amended to read as follows:

(1) Each investment fund manager shall cause the books and records of the investment fund to be audited on an annual basis by an independent certified public accountant in accordance with generally-accepted accounting principles consistently applied. The audit shall address the financial condition of the investment fund and compliance with the provisions of KRS 141.068 and KRS 154.20-250 to 154.20-284[~~, including, but not limited to, those provisions requiring that qualified investments be made within certain time limits~~]. Each year the audit report shall be completed and certified by the independent certified public accountant and delivered to the[~~ secretary of the Revenue Cabinet and the~~] authority within ninety (90) days after the end of the investment fund's fiscal year.

(2) The authority and the Revenue Cabinet, individually or collectively, may examine, under oath, any of the officers, trustees, partners, members, managers, directors, agents, employees, or investors of an investment fund[~~ or an investment fund manager, or if the investment fund manager is a person, an investment fund manager,~~] regarding the affairs and business of the investment fund. The authority and the Revenue Cabinet, individually or collectively, may issue subpoenas and subpoenas duces tecum and administer oaths. Refusal to obey such a subpoena or subpoena duces tecum may be reported to the Franklin Circuit Court, which shall enforce the subpoena or subpoena duces tecum according to the rules of civil or criminal procedure, as applicable.

(3) In addition to the audits required by this section, the authority or the Revenue Cabinet may audit one (1) or more investment funds or investment fund managers in any year on a random basis or for cause. The authority or the Revenue Cabinet may also audit*, for cause,* any small business in which an investment fund has made a qualified investment[~~, or in which an investment fund proposes to make a qualified investment, on a random basis or for cause~~]. Nothing in this section shall be construed to prohibit the Revenue Cabinet from conducting any audit relating to the administration or enforcement of the tax laws of the Commonwealth which the Revenue Cabinet determines to be appropriate.

(4) If any audit conducted pursuant to this section discloses that an investment fund or investment fund manager is not in compliance with the provisions of KRS 141.068 and KRS 154.20-250 to 154.20-284, the authority and the Revenue Cabinet may consult with one another with respect to this noncompliance and the Revenue Cabinet may exercise any of its powers to protect the Commonwealth's interest and to enforce the provisions of KRS 141.068 and KRS 154.20-250 to 154.20-284.

(5) The authority may give an investment fund manager written notice of any noncompliance with the provisions of KRS 154.20-250 to 154.20-284 and specify a period of time the investment fund manager shall have to cure any noncompliance. Failure to cure any such noncompliance within the period of time specified by the authority may result in further action by the authority pursuant to this section.

(6)[~~ The authority and the Revenue Cabinet may each charge a fee in connection with the administration and review of annual audits of investment funds under this section.~~

~~(7)~~] Nothing in this section shall be construed to prohibit the Department of Financial Institutions, Division of Securities, or any other securities regulatory organization or body with jurisdiction over the activity of an investment fund or the investment fund manager from conducting any examination or investigation relating to the securities activities of the investment fund or investment fund manager. If any examination or investigation conducted pursuant to any securities laws or regulations discloses that an investment fund or investment fund manager is not in compliance with any provision of any applicable securities laws or regulations, the appropriate securities regulator may take whatever action it deems appropriate in accordance with such securities laws and regulations to respond to the noncompliance, notwithstanding any action the authority or the Revenue Cabinet may or may not take with respect to the noncompliance.

Section 26. KRS 154.20-279 is amended to read as follows:

The Commonwealth, the authority, or any officer, director, official, employee, or agent of the Commonwealth or the authority shall not be liable to any investor***,***[~~ or to any~~] investment fund***,*** or[~~ to any~~] investment fund manager as a result of KRS 154.20-250 to 154.20-284, or any of the activities authorized by KRS 154.20-250 to 154.20-284. This limitation of liability includes, without limitation:

(1) Losses or damages investors incur in connection with any ***committed or contributed*** cash contributions made to an investment fund or any qualified investments made by an investment fund in small businesses; and

(2) Any claim, liability, obligation, loss, damage, assessment, judgment, cost, and expense of any kind or character relating to federal or state securities laws, rules, regulations, or orders.

Section 27. KRS 154.20-281 is amended to read as follows:

(1) An investment fund may be dissolved or liquidated only after notice to[~~ and approval of that dissolution or liquidation by~~] the authority in compliance with any applicable state or federal securities laws or regulations.[~~ The authority may promulgate administrative regulations in accordance with KRS Chapter 13A to establish procedures for application for approval to dissolve or liquidate an investment fund.~~]

(2) This section shall not prohibit an investment fund from making distributions to investors in compliance with any applicable state or federal securities laws or regulations, if the investment fund is in compliance with the terms of KRS 154.20-250 to 154.20-284[~~ and if these distributions are not made in connection with the dissolution or liquidation of the investment fund or prohibited by KRS 154.20-257(4) or KRS 154.20-271(1)~~].

Section 28. KRS 154.20-283 is amended to read as follows:

(1) No qualified investments shall be made in a small business that is the "alter ego" of the investment fund or the investment fund manager. For purposes of this subsection, a business is an "alter ego" of an investment fund or an investment fund manager if any of the following criteria are satisfied:

(a) ***Prior to an investment fund making a qualified investment in the small business,*** the small business is owned in whole or in ***an amount greater than twenty percent (20%) of the small business***[~~part~~] by an investor, officer, director, partner, member, manager, trustee or employee of the investment fund or the investment fund manager; ***or***

(b) The small business employs on a full-time or part-time basis an investor[~~, officer, director, partner, member, manager, trustee, or employee of the investment fund or the investment fund manager; or~~

~~(c) An investor, officer, director, partner, member, manager, trustee, or employee of the investment fund or the investment fund manager has a direct or indirect financial interest in the small business, other than by virtue of the qualified investment made by the investment fund to the small business~~].

(2) ***An***[~~No investor, officer, director, partner, member, manager, trustee, or employee of an investment fund or~~] investment fund manager ***may***[~~shall~~] occupy any management position in any small business in which that investment fund has made a qualified investment ***for the purpose of***[~~unless~~]:

(a) ***Filling a***[~~The person is filling that~~] management position[~~ at the direction of the investment fund manger~~] in an effort to remedy problems arising from a lack of profitability of the small business, or from dishonesty of the persons otherwise managing the small business; or

(b) ***Serving***[~~The authority approves the investor, officer, director, partner, member, manager, trustee, or employee of an investment fund or investment fund manager serving~~] in ***a***[~~the~~] management position in the small business ***in order to add value to the investment fund and the business by his or her experience, skills, or relationships to help a business succeed***.

(3)[~~ No investor, officer, director, partner, member, manager, trustee, or employee of an investment fund or investment fund manager shall have a direct or indirect financial interest in any small business in which the investment fund has a qualified investment, except by virtue of the qualified investment made by the investment fund in the small business.~~

~~(4)~~] No officer, member, or employee of the authority shall have a direct or indirect financial interest in any investment fund or investment fund manager.

Section 29. KRS 164.6011 is amended to read as follows:

As used in KRS ***164.6011 to 164.6041***[~~164.6017 to 164.6043~~], unless the context indicates otherwise:

(1) "Applied research" means those research activities occurring at universities and in private enterprises that have potential commercial application;

(2) "Cluster" means a geographically bound concentration of similar, related, or complementary businesses with active channels for business transactions, communications, and dialogue, that share specialized infrastructure, labor markets, and services, and that are faced with common opportunities and threats;

(3) "Commission" means the Kentucky Innovation Commission;

(4) "Commonwealth" means the Commonwealth of Kentucky;

(5) "Council" means the Council on Postsecondary Education;

(6) "Eligible company" means any corporation, limited liability company, partnership, registered limited liability partnership, sole proprietorship, business trust, person, group, or other entity engaged in nonretail commerce, agribusiness, trade, or manufacturing;

(7) "Immediate family members" means:

(a) Spouse and parents-in-law;

(b) Parents and grandparents;

(c) Children and their spouses; and

(d) Siblings and their spouses;

(8) "Kentucky-based company" means a business with its principal place of business in Kentucky or no less than fifty percent (50%) of its property and payroll located in Kentucky;

(9) "Knowledge-based" means driven by knowledge, innovation, and speed;

(10) "Medium-size company" means a business with fifty-one (51) to one hundred fifty (150) employees;

(11) "Qualified company" means an eligible company that may be ***granted***[~~awarded~~] a funding voucher ***or award*** pending certification;

(12) "Science and technology organization" means an independent, nonprofit or quasi-governmental organization, with a statewide mission, that has a demonstrated history of managing complicated programs in the areas of entrepreneurial innovation, science, and technology advancement;

(13) "Seed funding" means financing that is provided for early-stage development, refinement, and commercialization of a product, process, or innovation through continuing applied research, advancing the patent process, determining commercial and market potential, or moving research toward development of a prototype; and

(14) "Small company" means a firm with fifty (50) or fewer employees.

Section 30. KRS 164.6013 is amended to read as follows:

The General Assembly finds that the general welfare and material well-being of the citizens of the Commonwealth depend on immediate action to develop a strong, entrepreneurial economy, characterized by knowledge, innovation, and speed and that it is in the best interest of the Commonwealth to promote research, innovation, and high-technology enterprises that utilize the higher-order skills of an educated workforce. The provisions in KRS 164.6011 to ***164.6041***[~~ 164.6043 and KRS 154.12-270~~], 154.12-274, [~~and~~]154.12-278***, and Sections 9 to 12 of this Act*** shall be liberally construed and applied to advance public purposes.

Section 31. KRS 164.6015 is amended to read as follows:

(1) There is established the Kentucky Innovation Commission, as an independent advisory commission, consisting of fifteen (15) members as follows:

(a) The Governor or designee;

(b) The secretary of the Governor's Executive Cabinet or designee;

(c) The secretary of the Cabinet for Economic Development or designee;

(d) The president of the Council on Postsecondary Education or designee;

(e) The state budget director or designee;

(f) The Speaker of the House or designee;

(g) The President of the Senate or designee; and

(h) Eight (8) at-large members appointed by the Governor as follows:

1. Four (4) members of the private sector possessing extensive experience and expertise relating to managing a high-technology business or engaging in an innovation-driven, knowledge-based enterprise;

2. One (1) member engaged in the business of venture capital;
3. One (1) member of the private sector possessing extensive experience and expertise relating to providing or supporting communications infrastructure; and
4. Two (2) members who are engineers or scientists recognized for their scientific or technological research efforts, or educators with an interest or background in teaching students to become highly skilled workers or entrepreneurs.

(2) The eight (8) at-large members shall serve terms of four (4) years, except that the original appointments shall be staggered so that two (2) appointments shall expire at two (2) years, three (3) appointments shall expire at three (3) years, and three (3) appointments shall expire at four (4) years from the dates of initial appointment.

(3) The commission shall meet quarterly and at other times upon call by the chair.

(4) Eight (8) members shall constitute a quorum for conducting business.

(5) Members shall receive no compensation except that the at-large members shall be reimbursed for actual and necessary travel expenses for attending meetings and performing other official functions, consistent with state reimbursement policy for state employees.

(6) Vacancies shall be filled in the same manner as the original appointment.

(7) The chair and vice chair of the commission shall be appointed by the Governor[~~ from the private sector membership~~].

(8) The commission shall provide ongoing advice, direction, and policy recommendations to the Governor and the General Assembly relating to the status of Kentucky knowledge-driven businesses, research and development initiatives, and related high-skill training and education in the Commonwealth.

(9) The duties and responsibilities of the commission shall be to:

(a) Promote the cooperation of private and public entities that have the purpose and duty of advancing the knowledge-based economy in the Commonwealth through technological innovation and knowledge transfer;

(b) ***Report on the progress the Commonwealth has made annually toward achieving the goals in Section 30 of this Act through its agreed-upon benchmarks. In the setting of benchmarks the commission shall*** consider performance indicators recommended by public and private experts in and outside of the state in the fields of research and development and economic development, for the purpose of recommending benchmarks. Experts in this state shall include, but not be limited to, representatives from the universities undertaking research and development activities, representatives of the Kentucky Science and Technology Corporation, representatives of targeted technology sectors, representatives of the Cabinet for Economic Development, and representatives of other state agencies having economic development and information technology responsibilities. Outside state experts shall include nationally recognized independent reviewers to assess the competitiveness of technology sectors in this state and the impact of research and development activities on economic development in the Commonwealth. Quantitative and qualitative indicators may include, but are not limited to, the following:

1. Kentucky companies modernizing to become more technologically innovative and globally competitive;
2. Research and development initiatives undertaken at Kentucky universities with federal, state, or private funds;
3. Educational attainment in areas that support the workforce needs of information technology and high-growth knowledge industries;
4. High-technology sectors and companies moving to and operating in the state;
5. Patents filed for technology or knowledge-based commercial products, processes, or services;
6. Businesses using electronic commerce and the communications infrastructure access capacity for Kentucky businesses;[~~ and~~]
7. Growth in corporate headquarters, research and development centers, high-income employees, and clustering of related technology industries and suppliers; ***and***
8. ***Monitoring reports indicating progress made by the Kentucky Innovation Act investments as reported by the Office for the New Economy and the Council on Postsecondary Education;***

(c) Operate as a common strategic umbrella to advocate for the use of federal, state, local government, and private sector funds to create research and development projects, modernize manufacturing facilities, and promote knowledge-based, technology sectors and companies in the Commonwealth; and

(d) Report to the Governor and to the General Assembly annually on performance indicators, recommending benchmarks for measuring progress toward the advancement of the knowledge-based economy, technological innovation, and knowledge transfer, and reporting on the programs and initiatives set forth in KRS 164.6019 to ***164.6041***[~~ 164.6043 and KRS 154.12-270~~], 154.12-274, and 154.12-278***, and Sections 9 to 12 of this Act***.

(10) The support staff for the commission shall be from the office of the state budget director.

Section 32. KRS 164.6017 is amended to read as follows:

(1) The Council on Postsecondary Education shall have all the powers and authority, not explicitly prohibited by statute, necessary and convenient to carry out and effectuate the purposes of KRS 164.6019 to ***164.6041***[~~164.6043~~], including, but not limited to:

(a) Entering into contracts or agreements necessary or incidental to the performance of its duties, functions, and responsibilities; and

(b) Soliciting, borrowing, accepting, receiving, and expending funds from any public or private source, including, but not limited to, general fund appropriations of the Commonwealth, grants or contributions of money, property, labor, or other things of value to be used to carry out the programs' operations, functions, and responsibilities***; and***

(c) Notwithstanding the provisions in paragraph (a) of this subsection, the commissioner of the Office for the New Economy shall approve the contracts issued by the Council on Postsecondary Education regarding the structure of programs and funding levels in those programs administered by a science and technology organization and created in KRS 164.6021, 164.6029, and 164.6037, and Section 13 of this Act.

(2) The council may expend money in the funds created in KRS 164.6019, 164.6027, and 164.6035 for reasonable administrative expenses directly incurred in carrying out the requirements of KRS 164.6019 to ***164.6041***[~~164.6043~~]. It is the intent of the General Assembly that the funds created in KRS 164.6019, 164.6027, and 164.6035 be used, to the fullest extent possible, to directly fund project costs. ***It is also the intent of the General Assembly that the first priority of expenditures of any excess revenues generated from the funds created in KRS 164.6019, 164.6027, and 164.6035 is to replenish general fund appropriations for those same purposes.***

(3) The council shall contract with a science and technology organization to administer the programs created in KRS 164.6021***, 164.6029,*** and 164.6037[~~, and may contract with a science and technology organization to administer the programs created in KRS 164.6029 and 164.6043. The council may contract with the Kentucky Science and Technology Corporation to administer these programs~~]. The council shall approve the application criteria, the process for submission of an application, and the structure and type of outside expertise or peer review used in the application review process in the programs created in KRS 164.6021, 164.6029, and 164.6037.

(4) No member of the council or the science and technology organization or other administering entity, or their employees or outside experts or their immediate family members, shall directly or indirectly financially benefit in any award, contract, or agreement under the programs.

(5) The council shall submit an annual report ***prior to October 15*** to ***the*** Kentucky Innovation Commission, the Governor, and the General Assembly detailing its work related to the programs created in KRS 164.6021, 164.6029, ***and*** 164.6037[~~, and 164.6043~~]. The annual ***report shall be coordinated with the monitoring report by the Office for the New Economy indicating progress made through investments, and***[~~reports~~] shall include ***but not be limited to*** reporting on the progress made in achieving each program's purposes, qualitative and quantitative information concerning the applications received, projects approved and undertaken, companies served, and funding amounts invested in each project or program, as appropriate, and findings and recommendations to increase each program's effectiveness in achieving its purposes.

(6) All records related to the administration of the programs created in KRS 164.6021, 164.6029, ***and*** 164.6037[~~, and 164.6043~~] shall be deemed property of the council and shall be deemed open records and subject to public inspection under KRS 61.870 to 61.884. Any research that involves or is a patent, trade secret, or other legally protectable interest shall be exempt from inspection until such time as the intellectual property rights have been fully protected.

Section 33. KRS 164.6029 is amended to read as follows:

(1) There is created and established in the Council on Postsecondary Education a Kentucky Rural Innovation Program to provide ***awards***[~~vouchers~~] to rural Kentucky-based, small companies to undertake research, development, and entrepreneurial innovation work in partnership with Kentucky postsecondary institutions, the Small Business Development Center Network in Kentucky, and other entities engaged in research and development work.

(2) The purpose of the Kentucky Rural Innovation Program is to:

(a) Accelerate knowledge transfer and technological innovation that improve economic competitiveness and spur economic growth in rural, Kentucky-based, small companies;

(b) Support entrepreneurial activities that have clear potential to lead to commercially successful products, processes, or services within a reasonable period of time;

(c) Stimulate growth-oriented enterprises within the Commonwealth;

(d) Encourage partnerships and collaborative projects between private enterprises, Kentucky's postsecondary institutions, research organizations, and the Small Business Development Center Network in Kentucky; and

(e) Promote research, development, and entrepreneurial activities that are driven by private sector requirements.

Section 34. KRS 164.6031 is amended to read as follows:

(1) The ***science and technology organization***[~~council~~] shall have the authority to review applications, ***grant awards***[~~award vouchers~~] to qualifying companies, and certify qualified companies. The ***science and technology organization***[~~council~~] shall develop application criteria and an application process subject to the following limitations. The proposed project shall be likely to:

(a) Produce a measurable result and be technically sound;

(b) Lead to innovative technology or new knowledge;

(c) Lead to commercially successful products, processes, or services within a reasonable period of time; or

(d) Show significant potential for stimulating economic growth and a reasonable probability to enhance employment opportunities within rural Kentucky.

(2) The applicant shall provide to the ***science and technology organization***[~~council~~] an application that shall include, but not be limited to, the following information:

(a) Verification that the applicant is an eligible company, a Kentucky-based company, and a small company, and is located in a rural area of the state;

(b) Written justification that the project application is consistent with the program purposes;

(c) A research, development, and entrepreneurial plan that is sufficient in scope for review;

(d) A financial analysis and resource support plan that includes sufficient commitments by the applicant and others, in addition to ***a Kentucky Rural Innovation***[~~an~~] award[~~ voucher~~], providing a reasonable probability of the success of the project endeavor;

(e) Sufficient detail concerning proposed project partners, type and amount of work to be performed by each partner, and expected product or service with estimated costs to be reflected in the negotiated contract or agreement; and

(f) A statement of the economic development potential of the project.

(3) The ***science and technology organization***[~~council~~] shall conduct an independent review with the use of outside experts to evaluate each application. Following the application review, the council shall make a determination of the application and may determine that the applicant is a qualified company as defined in KRS 164.6011.

(4) Upon a qualified company's presentation of a legal agreement or contract meeting the conditions under subsection (5) of this section the ***science and technology organization***[~~council~~] shall present the qualified company and partnering entities with a certification authorizing ***award***[~~voucher~~] funding.

(5) Prior to receiving certification authorizing ***award***[~~voucher~~] funding the qualified company shall:

(a) Negotiate an agreement and funding contract with one (1) or more of Kentucky's postsecondary institutions, the Small Business Development Center Network for approved project activities specified under KRS 154.01-750(4), or other entity engaged in the research and development work, that is satisfactory to the ***science and technology organization***[~~council~~], to undertake the research and development and entrepreneurial work; and

(b) Provide assurance to the ***science and technology organization***[~~council~~] that the collaborating parties have adequately addressed the ownership and disposition of patents, royalties, and all other intellectual property rights, and equity or related position relating to the contract between the qualifying company and a partnering entity.

(6) The ***science and technology organization***[~~council~~] shall set forth guidelines as to when and how all areas of the state will be notified about the program availability and guidelines for making application to the program. The ***science and technology organization***[~~council~~] shall determine a deadline, from the date ***an award***[~~a voucher~~] is ***granted***[~~awarded~~], that certification shall be made. If certification is not made by that deadline the[~~ voucher~~] award is made void.

(7) Prior to certifying a qualified company, the ***science and technology organization***[~~council~~] may negotiate with the qualified company the ownership and disposition of patents, royalties, all other intellectual property rights, and an equity or related position on behalf of the Kentucky rural innovation fund for the sole purpose of reinvesting and sustaining a revolving fund to carry out the provisions of this section and KRS 164.6029 and 164.6033.

(8) The council ***shall***[~~may~~], in effectuating the provisions of this section, contract with ***a***[~~any public agency, private entity, or~~] science and technology organization to administer and manage the Kentucky Rural Innovation Program.

Section 35. KRS 164.6033 is amended to read as follows:

Project funding in the Kentucky Rural Innovation Program shall have the following limitations:

(1) [~~Voucher~~]Award funds shall be used as seed funding as defined in KRS 164.6011;

(2) [~~Voucher~~]Award funds may be used for those entrepreneurial training topics specified in KRS Chapter 154.01-750(4), if they meet particular objectives of a qualified company as delineated in the project application; and

(3) The amount of a[~~ voucher~~] fund award to a qualified company shall not exceed ***fifty***[~~twenty-five~~] thousand dollars ***($50,000)***[~~($25,000)~~] each year for two (2) years, equal to a maximum of ***one hundred***[~~fifty~~] thousand dollars ***($100,000)***[~~($50,000)~~].

Section 36. KRS 292.320 is amended to read as follows:

(1) It is unlawful for any person, in connection with the offer, sale, or purchase of any security, directly or indirectly:

(a) To employ any device, scheme, or artifice to defraud;

(b) To make any untrue statement of a material fact or to omit to state a material fact necessary in order to make the statements made, in the light of the circumstances under which they are made, not misleading; or

(c) To engage in any act, practice, or course of business which operates or would operate as a fraud or deceit upon any person.

(2) It is unlawful for any person who receives any consideration from another person primarily for advising the other person as to the value of securities or their purchase or sale, whether through the issuance of analyses or reports or otherwise:

(a) To employ any device, scheme, or artifice to defraud the other person; or

(b) To engage in any act, practice, or course of business which operates or would operate as a fraud or deceit upon the other person.

(3) It is unlawful for any investment adviser to enter into, extend, or renew any investment advisory contract unless it provides in writing:

(a) That the investment adviser shall not be compensated on the basis of a share of capital gains upon or capital appreciation of the funds or any portion of the funds of the client ***unless the client is an "accredited investor," as defined by Rule 501 of the Securities Act of 1933***;

(b) That no assignment of the contract may be made by the investment adviser without the consent of the other party to the contract; and

(c) That the investment adviser, if a partnership, shall notify the other party to the contract of any change in the membership of the partnership within a reasonable time after the change.

(4) Paragraph (a) of subsection (3) of this section does not prohibit an investment advisory contract which provides for compensation based upon the total value of a fund averaged over a definite period, or as of definite dates or taken as of a definite date. "Assignment", as used in paragraph (b) of subsection (3) of this section includes any direct or indirect transfer or hypothecation of an investment advisory contract by the assignor or of a controlling block of the assignor's outstanding voting securities by a security holder of the assignor; but, if the investment adviser is a partnership, no assignment of an investment advisory contract is considered to result from the death or withdrawal of a minority of the members of the investment adviser having only a minority interest in the business of the investment adviser, or from the admission to the investment adviser of one (1) or more members who, after admission, will be only a minority of the members and will have only a minority interest in the business.

(5) Subsection (3)(a) of this section shall ***also*** not apply to a contract with any person or class of persons that the commissioner by rule or regulation or by order upon application determines does not need the protections of subsection (3)(a) of this section. The commissioner may grant a conditional or unconditional exemption based on factors which include the person's or persons' financial sophistication, net worth, knowledge of and experience in financial matters, amount of assets under management, relationship with a registered investment adviser, or other factors as the commissioner determines are consistent with this section.

Section 37. KRS 292.330 is amended to read as follows:

(1) It is unlawful for any person to transact business in this state as a broker-dealer or agent, unless ***the person***[~~he~~] is registered under this chapter. It is unlawful for any broker-dealer or issuer to employ an agent unless the agent is registered. It is unlawful for any investment adviser that is required to be registered under this chapter to employ an investment adviser representative unless the investment adviser representative is registered under this chapter. It is unlawful for any person to transact business in this state as an investment adviser unless:

(a) ***The person***[~~He~~] is so registered under this chapter;[~~ or~~]

(b) ***The person***[~~He~~] is registered as a broker-dealer under this chapter***; or***

(c) The person is approved, and remains approved, by the Kentucky Economic Development Finance Authority as an investment fund manager pursuant to Section 19 of this Act.

(2) It is unlawful for any covered adviser to transact business in this state unless:

(a) The person has made a notice filing with the commissioner consisting of a copy of those documents that have been filed by the covered adviser with the United States Securities and Exchange Commission and that the commissioner by rule or order requires to be filed together with consent to service of process and the fee prescribed in subsection (11)(b) of this section;

(b) The person is registered as a broker-dealer under this chapter;

(c) The person's only clients are investment companies as defined in the Investment Company Act of 1940, or insurance companies; or

(d) The person is excluded from the definition of investment adviser under KRS 292.310(10)(a) to (h) and (j).

It is unlawful for an investment adviser representative to be employed by a covered adviser who is required to make a notice filing with the commissioner unless the investment adviser representative is registered under this chapter.

(3) A broker-dealer, agent, investment adviser, or investment adviser representative may apply for registration by filing with the commissioner or the commissioner's designee an application together with a consent to service of process pursuant to KRS 292.430 and payment of the fee prescribed in subsection (11).

(a) Registration of a broker-dealer automatically constitutes registration of any agent who is a partner, officer, or director, or a person occupying a similar status or performing similar functions (except any partner, officer, or director or other such person whose registration as an agent is denied, suspended, or revoked under subsection (13)) without the filing of applications for registration as agents or the payment of fees for registration as agents.

(b) Except for any partner, officer, director, or other person whose registration as an investment adviser representative is denied, suspended, or revoked under subsection (13) of this section, registration of an investment adviser automatically constitutes registration of any investment adviser representative who is a partner, officer, director, or a person occupying a similar status or performing similar functions, without the filing of applications for registration as investment adviser representatives or the payment of fees for registration, as investment adviser representatives.

(c) The registration application shall contain whatever information the commissioner requires concerning such matters as:

1. The applicant's form and place of organization;
2. The applicant's proposed method of doing business;
3. The qualifications and business history of the applicant and in the case of a broker-dealer or investment adviser, any partner, officer, or director, any person occupying a similar status or performing similar functions, or any person directly or indirectly controlling the broker-dealer or investment adviser; and in the case of an investment adviser, the qualifications and business history of an employee;
4. Any injunction or administrative order or conviction of a misdemeanor involving a security or any aspect of the securities business and any conviction of a felony; and
5. The applicant's financial condition and history.

(4) If no denial order is in effect and no proceeding is pending under subsection (13), registration becomes effective at noon of the thirtieth day after an application is filed, except as otherwise noted in this subsection:

(a) The commissioner may specify an earlier effective date and~~[he]~~ may by order defer the effective date until noon of the thirtieth day after the filing of any amendment.

(b) The commissioner may by rule establish a procedure for transfer of an agent or an investment adviser representative whereby registration may become effective prior to the filing of an application; but any registration so transferred shall not be effective for more than thirty (30) days, unless within that thirty (30) days a properly completed application is filed.

(c) The thirtieth day effective day is tolled if, before 5 p.m. EST of the thirtieth day, the commissioner notifies the applicant that the application is incomplete or that he intends to deny the application, pending the completion of the application or a hearing and final order on the intent to deny the application or the waiver of a hearing through the failure to request a hearing with fifteen (15) days of receiving notice of the intent to deny the application, as applicable.

(5) The commissioner may require as a condition of registration that the applicant (and, in the case of a corporation or partnership, the officers, directors, or partners) pass a written examination as evidence of knowledge of the securities business.

(6) Subject to the limitations of Section 15 of the Securities Exchange Act of 1934 and Section 222 of the Investment Advisers Act of 1940, the commissioner may by rule require the existence and maintenance of a minimum liquid net capital for registered broker-dealers and investment advisers and a minimum ratio between net capital and aggregate indebtedness, or both.

(7) Subject to the limitations of Section 15 of the Securities Exchange Act of 1934 and Section 222 of the Investment Advisers Act of 1940, the commissioner may by rule require registered broker-dealers, agents, and investment advisers to post surety bonds in an amount up to $25,000, and may determine their conditions, except under this subsection that no such bond may be required of any registrant whose net capital exceeds $100,000. An appropriate deposit of cash or securities shall be accepted in lieu of any required surety bond. Every surety bond shall provide for suit thereon by any person who has a cause of action under KRS 292.480, and every such bond shall provide that no suit may be maintained to enforce any liability on the bond unless brought within three (3) years after the later of the sale or other act upon which it is based or the discovery of the sale or act.

(8) Subject to the limitations of Section 15 of the Securities Exchange Act of 1934, the commissioner may by rule require registered broker-dealers to carry fidelity bonds, covering its agents, general partners, and officers, in such form, covering such risks, and in such amounts (not exceeding $250,000) as he deems necessary for the protection of the public; and he may by rule require registered broker-dealers to furnish satisfactory evidence that they have such bonds.

(9) Every registration of a broker-dealer, agent, investment adviser, and investment adviser representative and every notice filing shall be effective until December 31 of the year of registration or notice unless the commissioner by rule extends or lessens the registration or notice period may be renewed as hereinafter provided. The commissioner may by rule increase or reduce the registration fee or notice filing fee set forth in subsection (11) of this section should the registration period or notice period be extended or lessened.

(a) The registration of an agent is not effective during any period when he is not associated with an issuer or a registered broker-dealer specified in his application or a notice filed with the commissioner or the commissioner's designee. When an agent begins or terminates a connection with an issuer or registered broker-dealer, the agent and the issuer or broker-dealer shall promptly notify the commissioner or the commissioner's designee.

(b) The registration of an investment adviser representative is not effective during any period when he is not associated with an investment adviser specified in his application or with a covered adviser specified in a notice filed with the commissioner or the commissioner's designee. When an investment adviser representative begins or terminates a connection with an investment adviser, the investment adviser representative and the investment adviser shall promptly notify the commissioner or the commissioner's designee. When an investment adviser representative begins or terminates a connection with a covered adviser, the investment adviser representative shall notify the commissioner or the commissioner's designee.

(10) Registration of a broker-dealer, agent, investment adviser, or investment adviser representative may be renewed by filing with the commissioner or the commissioner's designee prior to the expiration thereof an application containing the information the commissioner may require to indicate any material change in the information contained in the original application or any renewal application for registration as a broker-dealer, agent, investment adviser, or investment adviser representative filed with the commissioner or the commissioner's designee by the applicant, payment of the prescribed fee and, in the case of a broker-dealer, a financial statement showing the financial condition of such broker-dealer as of a date within ninety (90) days. A notice filing by a covered adviser may be renewed by filing with the commissioner or the commissioner's designee a notice filing consisting of any documents filed with the United States Securities and Exchange Commission as the commissioner may require by rule or order. A registered broker-dealer or investment adviser may file an application for registration of a successor and a covered adviser may file a notice filing for a successor, whether or not the successor is then in existence, for the unexpired portion of the year without payment of any fee.

(11) (a) The fee for initial or renewal registration shall be one hundred twenty dollars ($120) for a broker-dealer, one hundred dollars ($100) for an investment adviser, fifty dollars ($50) for an agent, fifty dollars ($50) for an investment adviser representative, and fifty dollars ($50) for transfer of an agent or investment adviser representative, none of which fees shall be refundable.

(b) The fee for notice filings shall be one hundred dollars ($100) for a covered adviser.

(12) (a) Every registered broker-dealer, firm employing issuer agents, and investment adviser shall make and keep all accounts, correspondence, memoranda, papers, books, and other records which the commissioner by rule prescribes. All records required shall be preserved for three (3) years unless the commissioner by rule prescribes otherwise for particular types of records. All required records shall be kept within this state or shall, at the request of the commissioner, be made available at any time for examination by him either in the principal office of the registrant or by production of exact copies thereof in this state. If a broker-dealer is registered with the United States Securities and Exchange Commission, the books and records required by this section are limited to those that the Securities Act of 1934 requires the broker-dealer to maintain. If an investment adviser has his principal place of business in another state, the requirements of this section shall be limited to those books and records requirements of that state, provided the adviser is registered in that state and in compliance with its recordkeeping requirements.

(b) Every registered broker-dealer and investment adviser shall file such reports as the commissioner by rule prescribes. If a broker-dealer is registered with the United States Securities and Exchange Commission, the reports required by this section are limited to those required under the Securities Act of 1934. If an investment adviser has his principal place of business in another state, the requirements of this section shall be limited to the reporting requirements of that state, provided the adviser is registered in that state and in compliance with its reporting requirements.

(c) If the information contained in any document filed with the commissioner or the commissioner's designee is or becomes inaccurate or incomplete in any material respect, the broker-dealer or investment adviser, as applicable, shall promptly file a correcting amendment. In the case of a covered adviser, the adviser shall file only copies of those documents required to be filed with the Securities and Exchange Commission.

(d) The commissioner may make periodic examinations, within or without this state, of each broker-dealer, firm employing issuer agents, and investment adviser at such times and in such scope as he determines. These examinations may be made without prior notice to the broker-dealer, firm employing issuer agents, or investment adviser. The expense reasonably attributable to any such examination shall be paid by the broker-dealer, firm employing issuer agents, or investment adviser whose business is examined but the expense so payable shall not exceed an amount which the commissioner by rule prescribes. For the purpose of avoiding unnecessary duplication of examinations, the commissioner, insofar as he deems it practicable in administering this subsection, may cooperate with securities administrators of other states, the securities and exchange commission, and any national securities exchange or national securities association registered under the Securities Exchange Act of 1934.

(e) The commissioner may by rule prohibit unreasonable charges, profits, commissions, or other compensation of broker-dealers and investment advisers.

(f) The commissioner may prescribe rules for the conduct of business by broker-dealers and investment advisers which he finds appropriate in the public interest and for the protection of investors.

(g) The commissioner may enter into an arrangement, agreement, or other working relationship with federal, other state, and self-regulatory authorities whereby documents may be filed and maintained in a central depository system with the National Association of Securities Dealers or other agencies or authorities. It is the intent of this paragraph that the commissioner be provided power to reduce duplication of filings, reduce administrative costs, and establish uniform procedures, forms, and administration with the states and federal authorities. The commissioner may permit initial and renewal registration filings required under this chapter to be filed with the Securities and Exchange Commission, the National Association of Securities Dealers, or other similar authorities. The commissioner may accept uniform securities examinations or other procedures designed to implement a uniform national securities regulatory system or facilitate common practices and procedures among the states.

(13) (a) The commissioner may by order deny, suspend, or revoke registration of any broker-dealer, agent, investment adviser, or investment adviser representative, or bar or censure any registrant or any officer, director, partner, or person occupying a similar status or performing similar functions for a registrant, from employment with a registered broker-dealer or investment adviser, or restrict or limit a registrant as to any function or activity of the business for which registration is required in the Commonwealth of Kentucky, if he finds that the order is in the public interest and that the applicant or registrant or, in the case of a broker-dealer, or investment adviser, any partner, officer, or director, any person occupying a similar status or performing similar functions, or any person directly or indirectly controlling the broker-dealer or investment adviser:

1. Has filed an application for registration under this section which, as of its effective date, or as of any date after filing in the case of an order denying effectiveness, was incomplete in any material respect or contained any statement which was, in the light of the circumstances under which it was made, false or misleading with respect to any material fact;
2. Has willfully violated or willfully failed to comply with any provision of this chapter or a predecessor law or any rule or order under this chapter or a predecessor law;
3. Has been convicted, within the past ten (10) years, of any misdemeanor involving a security or any aspect of the securities business, or any felony, or has pending against him any such criminal charge;
4. Is permanently or temporarily enjoined by any court of competent jurisdiction from engaging in or continuing any conduct or practice involving any aspect of the securities business;
5. Is the subject of an order of the commissioner denying, suspending, or revoking registration as a broker-dealer, agent, investment adviser, or investment adviser representative;
6. Is the subject of any of the following orders that are currently effective and were issued within the last five (5) years:
   a. An order by the securities agency or administrator of another state or Canadian province or territory, or by the Securities and Exchange Commission, entered after notice and opportunity for hearing, denying, suspending, limiting or revoking the person's license as a broker-dealer, sales representative, or investment adviser, or the substantial equivalent of those terms;
   b. An order of a self-regulatory organization finding a violation of federal law or a rule of the self-regulatory organization;
   c. A United States Postal Service fraud order;
   d. A cease and desist or other administrative order entered after notice and opportunity for hearing by the commissioner, the securities agency or administrator of another state, or a Canadian province or territory, the Securities and Exchange Commission, or the Commodity Futures Trading Commission; or
   e. An order by the Commodity Futures Trading Commission denying, suspending, or revoking registration under the Commodity Exchange Act;
7. Has engaged in dishonest or unethical practices in the securities business;
8. Is insolvent, either in the sense that his liabilities exceed his assets or in the sense that he cannot meet his obligations as they mature; but the commissioner may not enter an order against a broker-dealer or investment adviser under this paragraph without a finding of insolvency as to the broker-dealer or investment adviser;
9. Is not qualified on the basis of such factors as training, experience, or knowledge of the securities business, except as provided in paragraph (b) below; or the commissioner may by order, deny, suspend, or revoke any registration if he finds that the order is in the public interest and that the applicant or registrant:
   a. Has failed reasonably to supervise his agents if he is a broker-dealer or his employees or investment adviser representatives if he is an investment adviser; or
   b. Has failed to pay the proper filing fee; but the commissioner may enter only a denial order under

this clause, and he shall vacate any such order when the deficiency has been corrected.

10. Has violated the law of a foreign jurisdiction governing or regulating any aspect of the business of securities or banking; or within the past five (5) years, has been the subject of an action of a securities regulator or a foreign jurisdiction denying, revoking, or suspending the right to engage in the business of securities as a broker-dealer, agent, investment adviser, or investment adviser representative or is the subject of an action of any securities exchange or self-regulatory organization operating under the authority of the securities regulator of a state, federal, or foreign jurisdiction suspending or expelling the person from membership in the exchange or self-regulatory organization.

The commissioner may not institute a suspension or revocation proceeding on the basis of a fact or transaction known to him when registration became effective unless the proceeding is instituted within the next thirty (30) days; or

(b) The following provisions govern the application of subparagraph 9. of paragraph (a) of this subsection:

1. The commissioner may not enter an order against a broker-dealer on the basis of the lack of qualification of any person other than the broker-dealer himself if he is an individual or an agent of the broker-dealer;

2. The commissioner may not enter an order against an investment adviser on the basis of the lack of qualification of any person other than the investment adviser himself if he is an individual or any other person who represents the investment adviser in doing any of the acts which make him an investment adviser;

3. The commissioner may not enter an order solely on the basis of lack of experience if the applicant or registrant is qualified by training or knowledge or both;

4. The commissioner shall consider that an agent who will work under the supervision of a registered broker-dealer need not have the same qualifications as a broker-dealer;

5. The commissioner shall consider that an investment adviser is not necessarily qualified solely on the basis of experience as a broker-dealer or agent. When he finds that an applicant for initial or renewal registration as a broker-dealer is not qualified as an investment adviser or an investment adviser representative, he may by order condition the applicant's registration as a broker-dealer upon his not transacting business in this state as an investment adviser or an investment adviser representative;

6. The commissioner may by rule provide for an examination, which may be written or oral or both, to be taken by any class of or all applicants, as well as investment adviser representatives and persons who represent or will represent an investment adviser in doing any of the acts which make him an investment adviser.

(c) The commissioner may by order summarily postpone an application for registration or suspend a registration pending final determination of any proceeding under this section. A summary suspension of an existing registration shall only be made based upon a finding by the commissioner that such action is in the public interest and that there is substantial evidence of a violation of law that constitutes an immediate danger to the public. KRS 13B.125 shall apply to the entry of a summary suspension of a registration. An appeal of a summary suspension shall address only the necessity of a summary action and shall not constitute an appeal of the merits of the underlying violation of the law. Upon the entry of the order, the commissioner shall promptly notify the applicant or registrant, as well as the employer or prospective employer if the applicant or registrant is an agent, that it has been entered and of the reasons therefor and that within fifteen (15) days after the receipt of a written request the matter will be set down for hearing. If no hearing is requested and none is ordered by the commissioner, the order will remain in effect until it is modified or vacated by the commissioner. If a hearing is requested or ordered, the commissioner, after notice of and opportunity for hearing, may modify or vacate the order or extend it until final determination.

(d) If the commissioner finds that any registrant or applicant for registration is no longer in existence or has ceased to do business as a broker-dealer, agent, investment adviser, or investment adviser representative, or is subject to an adjudication of mental disability or to the control of a conservator or guardian, or cannot be located after reasonable search, the commissioner may by order cancel the registration or application.

(e) Withdrawal from registration as a broker-dealer, agent, investment adviser, or investment adviser representative becomes effective thirty (30) days after receipt of an application to withdraw or within such shorter period of time as the commissioner may determine, unless a revocation or suspension proceeding is pending when the application is filed or a proceeding to revoke or suspend or to impose conditions upon the withdrawal is instituted within thirty (30) days after the application is filed. If a proceeding is pending or instituted, withdrawal becomes effective at such time and upon such conditions as the commissioner by order determines. If no proceeding is pending or instituted and withdrawal automatically becomes effective, the commissioner may nevertheless institute a revocation or suspension proceeding under subparagraph 2. of paragraph (a) of this subsection within one (1) year after withdrawal became effective and enter a revocation or suspension order as of the last date on which registration was effective. A notice filing may be withdrawn or terminated by providing notice of the withdrawal or termination, as the case may be, to the commissioner; the withdrawal or termination is effective upon receipt by the commissioner of the notice.

(f) No order may be entered under any part of this section except the first sentence of paragraph (c) of this subsection without appropriate prior notice to the applicant or registrant (as well as the employer or prospective employer if the applicant or registrant is an agent or representative), opportunity for hearing, and written findings of fact and conclusions of law.

(14) Notwithstanding subsection (1) of this section, any broker-dealer, agent, investment adviser or investment adviser representative, or transaction or class of transactions by such persons, for which the commissioner expressly by rule or order finds that registration is not necessary or appropriate in the public interest or for the protection of investors shall be exempt from registration under this section. The commissioner may require that persons exempted from registration under this provision file such forms and information for notice purposes and be bound by one (1) or several provisions of this section as the commissioner deems necessary and appropriate in the public interest or for the protection of investors and the commissioner may impose filing fees in connection therewith, provided however, that the amount of the fee shall not exceed the fee which would be due in the event the exempt person were required to obtain registration.

Section 38. KRS 292.410 is amended to read as follows:

(1) Except as expressly provided, KRS 292.330 to 292.390 shall not apply to any of the following transactions:

(a) Any isolated nonissuer transaction, whether effected through a broker-dealer or not;

(b) Any nonissuer distribution of an outstanding security by a registered broker-dealer, if the security has a fixed maturity or a fixed interest or dividend provision and there has been no default during the current fiscal year or within the three (3) preceding fiscal years, or during the existence of the issuer and any predecessors if less than three (3) years, in the payment of principal, interest, or dividends on the security;

(c) Any nonissuer transaction effected by or through a registered broker-dealer pursuant to an unsolicited order or offer to buy; but the commissioner may by rule require that the customer acknowledge upon a specified form that the sale was unsolicited, and that a signed copy of each such form be preserved by the broker-dealer for a specified period;

(d) Any transaction between the issuer or other person on whose behalf the offering is made and an underwriter, or among underwriters;

(e) Any transaction in a bond or other evidence of indebtedness secured by a real or chattel first mortgage or deed of trust, or by an agreement for the sale of real estate or chattels, if the entire mortgage, deed of trust, or agreement, together with all the bonds or other evidences of indebtedness secured thereby, is offered and sold as a unit;

(f) Any transaction by an executor, administrator, sheriff, marshal, receiver, trustee in bankruptcy, guardian, or conservator;

(g) Any transaction executed by a bona fide pledgee without any purpose of evading this chapter;

(h) Any offer or sale to a bank, savings institution, trust company, insurance company, investment company as defined in the Investment Company Act of 1940, pension or profit-sharing trust, or other financial institution or institutional buyer, or to a broker-dealer, whether the purchaser is acting for itself or in some fiduciary capacity;

(i) The offer or sale of a security by the issuer of the security if all of the following conditions are met:

1. The issuer does not offer or sell the securities by means of a form of general advertisement or general solicitation. The following shall not constitute general solicitation within the meaning of this section:

a. Solicitation of indications of interest in accordance with the terms and conditions as the commissioner may adopt by rule; or

b. Offers to sell securities and the dissemination of written offering materials in accordance with the terms of this section at least thirty (30) days after the withdrawal of an application by the issuer to register the same class of securities;

2. The issuer reasonably believes that each purchaser of the securities is acquiring the securities for investment and is aware of any restrictions imposed on transferability and resale of the securities. The basis for reasonable belief may include:

a. Obtaining a written representation signed by the purchaser that the purchaser is acquiring the securities for the purchaser's own investment and is aware of any restrictions imposed on the transferability and resale of the securities; and

b. Placement of a legend on the certificate or other document that evidences the securities stating that the securities have not been registered under this chapter, and setting forth or referring to the restrictions on transferability and sale of the securities; and

3. The transaction satisfies one (1) of the following conditions:

a. Each purchaser has access to all the material facts with respect to the securities by reason of the purchaser's active involvement in the organization or management of the issuer or the purchaser's family relationship with a person actively involved in the organization or management of the issuer;

b. There are not more than fifteen (15) purchasers in Kentucky ***described in subdivision a. of this***

subparagraph, plus an unlimited number of purchasers who are "accredited investors"[~~and each Kentucky purchaser is an "accredited investor"~~] as defined by Rule 501 of the Securities Act of 1933[~~ or is a purchaser described in subdivision a. of this subparagraph~~]; or

c. The aggregate offering price of the securities, including securities sold outside of Kentucky, does not exceed ***one million***[~~five hundred thousand~~] dollars ***($1,000,000)***[~~($500,000)~~], the total number of purchasers ***who are not accredited investors***, including purchasers outside of Kentucky, does not exceed thirty-five (35), and each purchaser either receives all of the material facts with respect to the decision to invest in the security or is an accredited investor or a purchaser described in subdivision a. of this subparagraph;

4. Persons receiving commissions, finders fees, or other remuneration in connection with sales of securities in reliance on this subsection are not relieved of compliance with KRS 292.330[~~(6)~~];

5. The commissioner may by rule deny the exemption provided in this subsection to a particular class of issuers or may make the exemption available to the issuers upon compliance with additional conditions and requirements, if appropriate in furtherance of the intent of this chapter;

6. The commissioner may, by order, increase the maximum number of purchasers or the maximum offering amount provided in paragraph 3.c. of this subsection upon request if the commissioner determines that any such increase is necessary or appropriate in the public interest or for the protection of investors. Any request to increase either or both of the conditions shall be made in writing to the commissioner before any sale in reliance on the requested increase and shall be accompanied by the following:

   a. A statement of the amount of the increase in the maximum offering amount or in the number of purchasers being requested, and the issuer's reasons for requesting the increase;

   b. A copy of ***any***[~~the~~] offering circular or other written materials being distributed to prospective purchasers;

   c. A copy of the written representation and legend serving as the issuer's basis for reasonable belief of a purchaser's investment intent and awareness of restrictions on the transferability and resale of the security being acquired; and

   d. A filing fee of two hundred fifty dollars ($250);

(j) Any offer or sale of a preorganization certificate or subscription, if:

1. No commission or other remuneration is paid or given directly or indirectly for soliciting any prospective subscriber;

2. The number of subscribers does not exceed twenty-five (25); and

3. No payment is made by any subscriber;

(k) Any transaction pursuant to an offer to existing security holders of the issuer, including persons who at the time of the transaction are holders of convertible securities, nontransferable warrants, or transferable warrants exercisable within not more than ninety (90) days of their issuance, if no commission or other remuneration (other than a standby commission) is paid or given directly or indirectly for soliciting any security holder in this state;

(l) Any offer (but not a sale) of a security for which registration statements have been filed under both this chapter and the Securities Act of 1933 if no stop order or refusal order is in effect and no public proceeding or examination looking toward such an order is pending under either act;

(m) The issuance of any stock dividend, whether the corporation distributing the dividend is the issuer of the stock or not, if nothing of value is given by stockholders for the distribution other than the surrender of a right to a cash dividend where the stockholder can elect to take a dividend in cash or stock;

(n) Any transaction incident to a right of conversion or a statutory or judicially-approved reclassification, recapitalization, reorganization, quasi reorganization, stock split, reverse stock split, merger, consolidation, or sale of assets;

(o) Any transaction by a person who does not control, and is not controlled by or under common control with, the issuer if:

1. The transaction is at a price reasonably related to the current market price;

2. The security is registered under Section 12 of the Securities Exchange Act of 1934 and the issuer files reports pursuant to Section 13 of that act; and

3. Copies of such federal registration statements, reports, forms or exhibits as the commissioner may by rule or order require are filed with the commissioner;

(p) Any transaction by a person who may control, or may be controlled by or under common control with, the issuer if:

1. The transaction is at a price reasonably related to the current market price;

2. The security is registered under Section 12 of the Securities Exchange Act of 1934 and the issuer files reports pursuant to Section 13 of that act;

3. Copies of such federal registration statements, forms, reports, or exhibits as the commissioner may by rule or order require are filed with the commissioner; and

4. Such sales by any such person comply with such rules as the commissioner may prescribe; or

(q) Any transaction for which the commissioner by rule or order finds that registration is not necessary or appropriate in the public interest or for the protection of investors.

(2) The commissioner may by order deny or revoke the exemption specified in KRS 292.400(6), (9), or (12) or in this section with respect to a specific security or transaction. No such order may be entered without appropriate prior notice to all interested parties, opportunity for hearing, and written findings of fact and conclusions of law, except that the commissioner may by order summarily deny or revoke any of the specified exemptions pending final determination of any proceeding under this subsection. Upon entry of a summary order, the commissioner shall promptly notify all interested parties that it has been entered and of the reasons therefor and that within fifteen (15) days of the receipt of a written request the matter will be set down for hearing. If no hearing is requested and none is ordered by the commissioner, the order will remain in effect until it is modified or vacated by the commissioner. If a hearing is requested or ordered, the commissioner, after notice of and opportunity for hearing to all interested persons, may modify or vacate the order to extend it until final determination. No order under this subsection may operate retroactively. No person may be considered to have violated this chapter by reason of any offer or sale effected after the entry of an order under this subsection if he sustains the burden of proof that he did not know, and in the exercise of reasonable care could not have known of the order. In any proceeding under this chapter, the burden of proving an exemption from a definition is upon the person claiming it.

Section 39. KRS 164.6023 is amended to read as follows:

(1) The science and technology organization shall have the authority to review applications, qualify companies, and certify qualified companies.

(2) The science and technology organization shall develop application criteria and an application process subject to the following limitations. The proposed research and development project shall be likely to:

(a) Produce a measurable result and be technically sound;

(b) Lead to innovative technology or new knowledge;

(c) Lead to commercially successful products, processes, or services within a reasonable period of time; or

(d) Show significant potential for stimulating economic growth and a reasonable probability to enhance employment opportunities within the Commonwealth.

(3) The applicant shall provide to the science and technology organization an application that shall include, but not be limited to, the following information:

(a) Verification that the applicant is an eligible company that meets the definition of a Kentucky-based company and medium-size company or small company;

(b) A technical research plan that is sufficient for outside expert review;

(c) A detailed financial analysis that includes the commitment of resources by the applicant and others;

(d) Sufficient detail concerning proposed project partners, type and amount of work to be performed by each partner, and expected product or service with estimated costs to be reflected in the negotiated contract or agreement; and

(e) A statement of the economic development potential of the project.

(4) The science and technology organization shall conduct an independent review with the use of outside experts to evaluate each application. Following the application review, the science and technology organization shall make a determination of the application and may determine that the applicant is a qualified company as defined in KRS 164.6011.

(5) Upon a qualified company's presentation of a legal agreement or contract meeting the conditions under subsection (6) of this section the science and technology organization shall present ***the***[~~both~~] qualified company***, the project partner, if any,*** and ***the*** university ***in the Commonwealth*** with a certification authorizing voucher funding.

(6) Prior to receiving certification authorizing voucher funding from the science and technology organization, the qualified company shall:

(a) Negotiate an agreement and funding contract with a university in the Commonwealth ***and with a project partner, if any,*** that is satisfactory to the science and technology organization, to undertake the research and development work; and

(b) Provide assurance to the science and technology organization that the university and the qualified company have negotiated the ownership and disposition of patents, royalties, all other intellectual property rights, and equity or related position relating to the contract between the qualifying company and the university.

(7) Prior to certifying a qualified company, the science and technology organization may negotiate with the qualified company the ownership and disposition of patents, royalties, all other intellectual property rights, and an equity or related position on behalf of the Kentucky research and development voucher fund for the sole purpose of reinvesting and sustaining a revolving fund to carry out the provisions of KRS 164.6021, 164.6023, and 164.6025.

(8) The science and technology organization, upon approval by the council, shall set forth guidelines as to when and how all areas of the state will be notified about the program's availability and a program schedule, including, but not limited to, the following:

(a) A review cycle including:

1. A deadline for submission of applications at least biannually; and

2. A deadline for reviewing applications of no more than one hundred twenty (120) days after the application submission deadline; and

(b) A deadline, from the date an applicant is determined to be a qualified company, by which certification shall be made. If certification is not made by that deadline the funding voucher award is made void.

Section 40. KRS 164.6025 is amended to read as follows:

Project funding in the Kentucky Research and Development Voucher Program shall have the following limitations:

(1) ***At a minimum, fifty-one percent (51%) of any*** voucher award funds from the state fund shall be expended within the university ***in the Commonwealth*** under contract;

(2) The maximum amount of voucher funds awarded to a qualified company shall not exceed one hundred thousand dollars ($100,000) each year for two (2) years, equal to a maximum of two hundred thousand dollars ($200,000); and

(3) At a minimum, the qualified company shall match the project award by a one-to-one dollar ratio for each year of the project. The science and technology organization has sole discretion to authorize an in-kind contribution in lieu of part of the industry match if the science and technology organization determines that the financial limitations of the qualified company warrants this authorization.

Section 41. The following KRS sections are repealed:

154.12-270 Cabinet to undertake strategic technology capacity initiative and study -- Study results.

154.20-253 Definitions for KRS 154.20-250 to 154.20-284.

154.20-257 Approval of investment funds, cash contributions, and investment fund managers -- Tax credits authorized by KRS 154.20-263 -- Agreement between authority and investment fund manager -- Transfer of funds -- Schedule for investment -- Prohibition against awarding of tax credits and approval of investment funds or investment fund managers after specific dates.

154.20-259 Information that applicant must disclose to authority in application -- Confidentiality of applications -- Power of authority -- Purpose of investment funds -- Criteria for approval of investment fund managers -- Authority for administrative regulations.

154.20-261 Fund manager's business office -- Initial capitalization, qualified investments, and other regulations governing fund -- Written disclosure to investors required -- Limitation of Commonwealth's liability.

154.20-263 Investor entitled to nonrefundable tax credit against income tax or corporation license tax -- Authority to carry excess tax credit forward -- Tax credits not transferable and not applicable to interest, penalties, or other additions to investor's tax liability.

154.20-267 Limitations on total amount of tax credits -- Order in which authority approves credits to investors.

154.20-269 Procedure for obtaining tax credit -- Confidentiality of investor's filings.

154.20-271 Disallowance of cash contributions redeemed or withdrawn -- Penalty for failure to invest in small businesses and abatement of penalty -- Personal liability of investors to Revenue Cabinet -- Administration by Revenue Cabinet.

154.20-273 Investment fund manager's reports to Revenue Cabinet and to authority, content and time of filing -- Authority's status reports to General Assembly, content and time of filing -- Confidentiality of reports from investment fund managers to the authority -- Fees.

164.6043 Council to create nonprofit regional technology corporations -- Organization, powers, and duties of corporations -- Funding.

Representative Stumbo moved that the House concur in the Senate Committee Substitute to **HB 525**. Agreed

Representative Stumbo moved that **HB 525**, by way of Senate Committee Substitute, be passed.

On the roll call the vote was: **Yeas 96, Nays 0**. (See April 2, 2002, Message received on roll call on **HB 525** - Appendix)

HB 525, by way of Senate Committee Substitute, was passed and the title agreed to.

Representative Stumbo moved that the vote by which **HB 525**, by way of Senate Committee Substitute, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 749, with Senate Floor Amendment attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage for concurrence or non concurrence in Senate amendment. Agreed.

The Senate Floor Amendment No. 1 to **HB 749** is as follows:

HB 749, On page 1, on the first line of the second "WHEREAS" clause, by deleting "only" and inserting "first" in lieu thereof.

Representative Marzian moved that the House concur in the Senate Floor Amendment No. 1 to **HB 749**. Agreed.

Representative Marzian moved that **HB 749**, as amended by the Senate, be passed.

On the roll call the vote was: **Yeas 91, Nays 0**. (See April 2, 2002, roll call on **HB 749** - Appendix.)

HB 749, as amended by the Senate, was passed and the title agreed to.

Representative Marzian moved that the vote by which **HB 749**, as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

Senate Message (Continued)

Announcing passage of **HB 343, HB 729,** and **HCR 132**. (Time: 4:40 p.m.)

Message received in regard to **HB 662**: The Senate has passed **HB 662**, with the following Senate Committee Amendment No. 1 and respectfully requests concurrence of this Honorable Body.

Orders of the Day (Continued)

HB 801 with Senate Committee Substitute attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage for concurrence or non concurrence in Senate amendment. Agreed.

The Senate Committee Substitute to **HB 801**, is as follows:

HB 801, AN ACT relating to retirement and declaring an emergency.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 78.530 is amended to read as follows:

(1) *(a)* Each county and school board, as defined in KRS 78.510, will participate in the system by appropriate order authorizing such participation which has been entered and duly recorded in the records of the governing body of the county or school board. In cases where general purpose county government does not participate, but the sheriff and his employees or the county clerk and his employees do, the sheriff or the clerk shall retain the order in his office. The authority to issue and properly record such order of participation being hereby granted, permits such county to participate in the system. The effective date of such participation shall be fixed in the order.

(b) Notwithstanding any statute to the contrary, after the effective date of this Act, the systems shall deny the request for participation of any agency which does not have an irrevocable contract with the state Personnel Cabinet for health insurance coverage under KRS 18A.225 for its active employees, except that county governments entering the system between the effective date of this Act and July 1, 2003, under this section shall be excluded from this requirement.

(2) Once a county or school board participates, it shall thereafter continue to participate, except as provided in KRS 78.535.

(3) (a) Concurrent with the adoption of the appropriate resolution to participate in the system, a county may elect the alternate participation plan which will require the county to purchase on behalf of each employee electing coverage, at the time the county elected to participate in the system as provided under KRS 78.540(2), current service credit for employment in regular full-time positions between July 1, 1958, and the participation date of the county. Cities which participate in the system pursuant to subsection (7) of this section, KRS 79.080, 90.400, 90.410, 95.520, 95.621, 95.761, 95.768, 95.852, or 96.180 shall be required to purchase on behalf of each employee electing coverage only as much service credit as the employee has accumulated in the city-administered plan, up to the participation date of the city. Accumulated service shall include service for which an employee received a refund pursuant to KRS 95.620 or 95.866, if such refund has been repaid. If the employee has not yet repaid the refund, he may make payment to the system by any method acceptable to the system, and the requirement of five (5) years of continuous reemployment prior to repayment of refunds shall not apply. Upon the employee's repayment, the city shall purchase the associated service credit for the employee. Cost of such service credit over and above that which would be funded within the existing employer contribution rate shall be determined by the board's consulting actuary. The expense of such actuarial service shall be paid by the county;

(b) The county shall establish a payment schedule subject to approval by the board for payment of the cost of such service over and above that which would be funded within the existing employer contribution rate. The maximum period allowed in a payment schedule shall be thirty (30) years, with interest at the rate actuarially assumed by the board. A shorter period is desirable and the board may approve any payment schedule provided it is not longer than a thirty (30) year period, except that cities which participate in the system pursuant to subsection (7) of this section, KRS 79.080, 90.400, 90.410, 95.520, 95.621, 95.761, 95.768, 95.852, or 96.180 may, at their option, extend the payment schedule to a maximum of thirty (30) years, may choose to make level payments at the interest rate actuarially assumed by the board over the life of the payment schedule chosen, and may retain employer contributions and the earnings thereon attributable to employees electing coverage;

(c) A city entering the system under the alternate participation plan, may, by ordinance, levy a special property tax to pay for current service credit purchased for the period between July 1, 1958, and the participation date of the city. The special tax shall be to pay, within a period of no more than fifteen (15) years, for the cost of such service credit over that which would be funded within the existing employer contribution rate, as determined by the board's consulting actuary. The reason for levying the special tax and the disposition of the proceeds shall be part of the ordinance levying the tax. The special tax shall be rescinded when the unfunded prior service liability has been amortized, and shall not be subject to the provisions of KRS 132.017 or 132.027. In addition, the city may maintain any tax, the proceeds of which had been devoted to funding pension obligations under the locally administered plan prior to participation in the system, for the purpose of funding current service costs incurred after the date of participation. The city may increase the tax to pay current service costs which exceed the local pension system costs to which the tax had been devoted, but the city shall not collect from the tax more revenues than are necessary to pay current service costs incurred after the date of participation. The city may continue the tax so long as it participates in the system, and the tax shall not be subject to the provisions of KRS 132.017 or 132.027. The city shall not collect either tax authorized by this paragraph if its participation has been terminated pursuant to KRS 78.535;

(d) The county may at a later date purchase current service credit from July 1, 1958, to the participation date of the county by alternate participation plan for those employees who rejected membership in the system at the time the county first participated. In addition, the employer shall pay the employer contributions on the creditable compensation of the employees who later elect membership from the participation date of the county to the date the member elects participation. The employee shall pay the employee contributions on his creditable compensation from the participation date of the county to the date he elects membership plus interest at the current actuarial rate compounded annually on the employee and employer contributions. Cost of the service credit over and above that which would be funded within the existing employer contribution rate shall be determined by the board's consulting actuary. The expense of the actuarial service shall be paid by the county. The county shall pay the cost of the service by lump sum or by adding it to the existing payment schedule established under paragraph (b) of this subsection;

(e) A county which did not participate by alternate participation may, until July 1, 1991, purchase current service credit for those employees who rejected membership in the system at the time the county first participated. The employer shall pay the employer contributions on the creditable compensation of the employees who later elect membership from the participation date of the county to the date the member elects participation. The employee shall pay the employee contributions on his creditable compensation from the participation date of the county to the date he elects membership plus interest at the current actuarial rate compounded annually on the employee and employer contributions. The county shall pay the cost of the service credit by lump sum or by establishing a payment schedule under paragraph (b) of this subsection; and

(f) A county which participated in the system but did not elect the alternate participation plan may at a later date elect the alternate participation plan. In this case, the county shall purchase on behalf of each employee participating in the system current service credit for employment in regular full-time positions between July 1, 1958, or a later date selected by the county government, and the participation date of the county. The county shall also purchase, for employees who decide to participate when the county elects the alternate participation plan, current service credit for employment in regular full-time positions between July 1, 1958, or the later date selected by the county government, and the participation date of the county. In addition, the county shall pay the employer contributions on the creditable compensation of the employees who later elect membership from the participation date of the county to the date the member elects participation. The employee shall pay the employee contributions on his creditable compensation from the participation date of the county to the date he elects membership plus interest at the current actuarial rate compounded annually on the employee and employer contributions. Cost of the service credit over that which would be funded within the existing employer contribution rate shall be determined by the board's consulting actuary. The expense of the actuarial service shall be paid by the county. The county shall pay the cost of the service by lump sum or by a payment schedule established under paragraph (b) of this subsection.

(4) Every school board not participating on June 21, 1974, shall enact a resolution of participation no later than July 1, 1976.

(5) The order of the governing body of a county, as provided for in subsection (1) of this section, may exclude from participation in the system hospitals and any other semiindependent agency. Each such excluded agency shall be identified

in the order authorizing participation and such excluded agency may participate in the system as a separate agency.

(6) An agency whose participation in the County Employees Retirement System has been terminated by the board of trustees in accordance with KRS 78.535 may at a later date request participation in the retirement system by the adoption of an appropriate order as authorized by subsection (1) of this section. The board may accept the participation of such agency provided it is determined that such participation is in the best interest of the agency, the employees thereof and the County Employees Retirement System.

(7) *(a)* After August 1, 1988, except as permitted by KRS 65.156, no local government retirement system shall be created pursuant to KRS 70.580 to 70.598 and any local government retirement systems created pursuant to KRS 79.080, 90.400, 90.410, 95.768, and KRS Chapter 96 shall be closed to new members. New employees who would have been granted membership in such retirement systems shall instead be granted membership in the County Employees Retirement System. Employees who would have been granted membership in retirement systems created pursuant to KRS 95.768, or any other policemen or firefighters who would have been granted membership in retirement systems created pursuant to KRS 79.080, 90.400, or 90.410, or any such policemen or firefighter members employed on or prior to August 1, 1988, who transfer to the County Employees Retirement System, shall be certified by their employers as working in hazardous positions. Each city participating in the County Employees Retirement System pursuant to this subsection shall execute the appropriate order authorizing such participation, shall select the alternate participation plan as described in subsection (3) of this section, and shall pay for the actuarial services necessary to determine the additional costs of alternate participation. Cities which closed their local pension systems to new members and participated in the system prior to July 15, 1988, whose employees at the time of transition were given the option to join the system shall not be required to offer said employees a second option to join the system.

(b) Notwithstanding any statute to the contrary, after the effective date of this Act, the systems shall deny the request for participation of any agency which does not have an irrevocable contract with the state Personnel Cabinet for health insurance coverage under KRS 18A.225 for its active employees.

(8) Any city which closed a police and firefighter pension plan to new members between January 1, 1988, and July 15, 1988, and participated in the system under the alternate participation plan shall, if its police and firefighters were not covered by Social Security, or any city which operates a pension under KRS 90.400 or 90.410, shall be required to certify that its police and firefighters are working in hazardous positions, and shall offer its police and firefighters in service at the time of entry a second option to participate under hazardous duty coverage if they were not offered hazardous duty coverage at the time of their first option. The provisions of subsection (3)(b) of this section notwithstanding, a city affected by this subsection may, at its option, extend its payment schedule to the County Employees Retirement System for alternate participation to thirty (30) years at the rate actuarially assumed by the board.

Section 2. KRS 78.540 is amended to read as follows:

Membership in the system shall consist of the following:

(1) All persons who become employees of a participating county after the date the county first participates in the system, except a person who did not elect membership pursuant to KRS 61.545(3), and except that mayors and members of city legislative bodies may decline prior to their participation in the system and city managers or other appointed local government executives who participate in a retirement system, other than Social Security, which operates in more than one (1) state, may decline prior to their participation in the system;

(2) (a) All persons who are employees of a county on the date the county first participates in the system, either in service or on authorized leave from service, and who elect within thirty (30) days next following the county's participation, or in the case of persons on authorized leave, within thirty (30) days of their return to active service, to become members and thereby agree to make contributions as provided in KRS 78.520 to 78.852;

(b) All persons who are employees of a county who did not elect to participate within thirty (30) days of the date the county first participated in the system or within thirty (30) days of their return to active service and who subsequently elect to participate the first day of a month after the county's date of participation;[~~ and~~]

(3) All persons *who declined participation in subsection (1) of this section and who later elect to participate. Persons who elect to participate under this subsection may purchase service credit for any prior years by paying a delayed contribution payment. The service shall not be included in the member's total service for purposes of determining benefits under KRS. 61.702; and*

(4) All persons electing coverage in the system under KRS 78.530(3)(d).

(5)[~~(4)~~] The provisions of subsections (1) and (2) of this section notwithstanding, cities which participate in the CERS and close existing local pension systems to new, or all members pursuant to the provisions of KRS 78.530, 95.520, 95.621, or 95.852 shall not be required to provide membership in the County Employees Retirement System to employees in any employee category not covered by a city pension system at the date of participation.

(6)[~~(5)~~] Membership in the system shall not include those employees who are simultaneously participating in another state-administered defined benefit plan within Kentucky other than those administered by the Kentucky Retirement Systems, except for employees who have ceased to contribute to one (1) of the state-administered retirement plans as provided in

KRS 21.360.

Section 3. KRS 61.552 is amended to read as follows:

(1) Any employee participating in one (1) of the state-administered retirement systems who has been refunded his accumulated contributions under the provisions of KRS 16.645(22), 61.625, or 78.545(15), thereby losing service credit, may regain the credit by paying to the system from which he received the refund or refunds the amount or amounts refunded with interest at a rate determined by the board of the respective retirement system. If the participating employee dies before regaining lost service credit, the employee's beneficiary, as designated according to the requirements of the employee's retirement system, may regain the credit by paying the amount refunded with interest at a rate determined by the board of the respective retirement system. Thereafter the beneficiary shall be entitled to the benefits that are payable based upon the deceased employee's total service credit. The provisions of KRS 161.470 shall be met in order to regain the credit in the Teachers' Retirement System. KRS 21.460 shall govern with respect to regaining credit in the Judicial Retirement Plan or Legislators' Retirement Plan. The beneficiary shall make the payment within one (1) year of the date of the employee's death. The payment, including interest as determined by the board, shall be deposited to the member's contribution account and considered as accumulated contributions of the individual member. The payments shall not be picked up, as described in KRS 61.560(4), by the employer.

(2) Any employee participating in one (1) of the state-administered retirement systems who did not elect membership in the County Employees Retirement System, as provided in KRS 78.540(2), may obtain credit in the County Employees Retirement System for prior service and for current service by paying to the County Employees Retirement System a delayed contribution payment for the service he would have received had he elected membership. The delayed contribution payment shall not be picked up, as described in KRS 61.560(4), by the employer. Payment may be by lump sum or the employee may pay by increments.

(3) Any employee participating in one (1) of the state-administered retirement systems who did not elect membership in the Kentucky Employees Retirement System, as provided in KRS 61.525(2), may obtain credit in the Kentucky Employees Retirement System for prior service and for current service by paying to the system a delayed contribution payment for the service he would have received had he elected membership. The delayed contribution payment shall not be picked up, as described in KRS 61.560(4), by the employer. Payment may be by lump sum or the employee may pay by increments.

(4) An employee participating in one (1) of the state-administered retirement systems may obtain credit in the Kentucky Employees Retirement System for current service between July 1, 1956, and the effective date of participation of his department by paying to the system a delayed contribution payment for the service he would have received had his department participated on July 1, 1956. The delayed contribution payment shall not be picked up, as described in KRS 61.560(4), by the employer. Payment may be by lump sum or the employee may pay by increments. Effective August 1, 1988, each employee of the Kentucky Racing Commission who was employed by the racing commission on the date that agency first participated in the Kentucky Employees Retirement System, whether or not the employee was eligible to participate in the retirement system on that date, shall receive current service credit for all employment with the racing commission from July 1, 1956, to the date the employee first began participating in the retirement system. The cost of the service credit shall be paid at the time of each member's retirement by the racing commission and shall be credited to the retirement allowance account.

(5) (a) An employee participating in one (1) of the state-administered retirement systems may obtain credit in the County Employees Retirement System for current service between July 1, 1958, and the effective date of participation of his county by paying to the County Employees Retirement System a delayed contribution payment for the service he would have received had his county participated on July 1, 1958. The delayed contribution payment shall not be picked up, as described in KRS 61.560(4), by the employer.

(b) An employee participating in the Kentucky Employees Retirement System or the County Employees Retirement System, who has at least forty-eight (48) months of service if age sixty-five (65) or at least sixty (60) months of service if under age sixty-five (65) may obtain credit for the period of his service with an area development district created pursuant to KRS 147A.050 or with a business development corporation created pursuant to KRS 155.001 to 155.230 if that service was not covered by a state-administered retirement system. The member shall pay to the retirement system in which he participates the full cost of the service credit purchased, as determined by the board's actuary. The employee may obtain credit for employment with a business development corporation only if the Kentucky Retirement Systems receives a favorable private letter ruling from the United States Internal Revenue Service or a favorable opinion letter from the United States Department of Labor. Payment may be by lump sum or the employee may pay by increments.

(6) After August 1, 2000, service credit obtained under the subsections of this section which do not require the employee to have a minimum number of years of service credit to be eligible to make a purchase shall be disallowed and the recontribution of refund, including interest as determined by the board or other payment, if any, shall be paid to the member if the member does not obtain for service performed six (6) months' additional current service credit in one (1) of the state-administered retirement systems. The service requirement shall be waived if the member dies or becomes disabled as provided for by KRS 16.582 or 61.600.

(7) The members shall not receive benefit of service for the same period of time in another public defined benefit retirement fund.

(8) Any employee participating in one (1) of the state-administered retirement systems who has at least forty-eight (48) months' service if age sixty-five (65) or at least sixty (60) months' service if under age sixty-five (65) in one (1) of the retirement systems administered by the Kentucky Retirement Systems, who formerly worked for a state university in a position which would have qualified as a regular full-time position had the university been a participating department, and who did not have the option to be covered at the university by a defined benefit retirement program, or did not participate in a retirement system which can be consolidated with other accounts pursuant to KRS 61.680(2), may obtain credit in the County Employees Retirement System, the Kentucky Employees Retirement System, or the State Police Retirement System for prior and current service by paying either retirement system a delayed contribution payment for the service he would have received had his period of university employment been covered by the County Employees, Kentucky Employees Retirement System, or State Police Retirement System. The delayed contribution payment shall not be picked up, as described in KRS 61.560(4), by the employer. Payment may be by lump sum, or the employee may pay by increments.

(9) (a) Effective August 1, 1980, any county participating in the County Employees Retirement System may purchase current service, between July 1, 1958, and participation date of the county, for present employees of the county who have obtained coverage under KRS 78.540(2);

(b) Effective July 1, 1973, any department participating in the Kentucky Employees Retirement System may purchase current service between July 1, 1956, and participation date of the department, for present employees of the department who were employees on the participation date of the department and elected coverage under KRS 61.525(2);

(c) Cost of the service credit purchased under this subsection shall be determined by computing the discounted value of the additional service credit based on an actuarial formula recommended by the board's consulting actuary and approved by the board. A department shall make payment for the service credit within the same fiscal year in which the option is elected. The county shall establish a payment schedule subject to approval by the board for payment of the service credit. The maximum period allowed in a payment schedule shall be ten (10) years with interest at the rate actuarially assumed by the board; however, a shorter period is desirable and the board may approve any schedule provided it is not longer than a ten (10) year period;

(d) If a county or department elects the provisions of this subsection, any present employee who would be eligible to receive service credit under the provisions of this subsection and has purchased service credit under subsection (4) or (5) of this section shall have his payment for the service credit refunded with interest at the rate paid under KRS 61.575 or 78.640;

(e) Any payments made by a county or department under this subsection shall be deposited to the retirement allowance account of the proper retirement system and these funds shall not be considered accumulated contributions of the individual members.

(10) Interest paid by a member of the Kentucky Employees Retirement System, County Employees Retirement System, or State Police Retirement System under this section or other similar statutes under KRS 16.510 to 16.652, KRS 61.515 to 61.705, or KRS 78.520 to 78.852 prior to June 19, 1976, shall be credited to the individual member's contribution account in the appropriate retirement system and considered as accumulated contributions of the member.

(11) Employees who served as assistants to officers and employees of the General Assembly who were unable to acquire service under KRS 61.510(20) may purchase credit for the service performed after January 1, 1960, if the service purchased when added to other accumulated service will total at least forty-eight (48) months. Service credit under this section shall be obtained by the payment of a delayed contribution which shall not be picked up by the employer as described in KRS 61.560(4).

(12) (a) Effective August 1, 1988, any employee participating in one (1) of the state-administered retirement systems may purchase service credit for seasonal, emergency, or temporary employment or part-time employment averaging one hundred (100) or more hours of work per month on a calendar or fiscal year basis. If the average number of hours of work is less than one hundred (100) per month, the member shall be allowed credit only for those months he receives creditable compensation for one hundred hours of work. The cost will be determined by computing the member and employer contributions for the period of time involved plus interest compounded annually at the current actuarial rate, which shall not be picked up by the employer as described in KRS 61.560(4).

(b) Any noncertified employee of a school board may purchase service credit for part-time employment prior to the 1990-91 school year which averaged eighty (80) or more hours of work per month on a calendar or fiscal year basis by paying to the County Employees Retirement System a delayed contribution payment. The delayed contribution payment shall not be picked up, as described in KRS 78.610(4), by the employer. Payment may be by lump sum or the employee may pay by increments. If the average number of hours of work is less than eighty (80) per month, the noncertified employee of a school board shall be allowed credit only for those months he receives creditable compensation for eighty (80) hours of work. The cost will be determined by computing the member and employer contributions for the period of time involved plus interest compounded annually at the current actuarial rate, which shall not be picked up by the employer as described in KRS 78.610(4).

(13) A retired member, who is contributing to one (1) of the state-administered retirement programs and purchases service

credit under this section in the system or systems from which he is retired, shall have his retirement allowance recomputed:

(a) Upon termination from employment, if the member is contributing to the same system or systems from which he was retired; or

(b) Upon completion of six (6) months' service credit as required under subsection (6) of this section, if the member is contributing to a system other than the system or systems from which he is retired.

(14) Any employee participating in one (1) of the state-administered retirement systems who has at least forty-eight (48) months of service if age sixty-five (65) or at least sixty (60) months of service if under age sixty-five (65) may obtain credit for prior or current service for any period of approved educational leave, or for agency-approved leave to work for a work-related labor organization if the agency subsequently participated in the County Employees Retirement System, by paying to the respective retirement system a delayed contribution payment. The employee may also obtain credit for agency-approved leave to work for a work-related labor organization if the agency subsequently participated in the County Employees Retirement System, but only if the Kentucky Retirement Systems receives a favorable private letter ruling from the United States Internal Revenue Service or a favorable opinion letter from the United States Department of Labor. The delayed contribution payment shall not be picked up, as described in KRS 61.560(4), by the employer, and shall be deposited to the individual member's account.

(15) Any employee participating in one (1) of the state-administered retirement systems may obtain credit for prior or current service for any period of approved maternity leave, or for any period of approved sick leave without pay, by paying to the respective retirement system a delayed contribution payment. The delayed contribution payment shall not be picked up, as described in KRS 61.560(4), by the employer, and shall be deposited to the individual member's account.

(16) Any employee participating in one (1) of the retirement systems administered by Kentucky Retirement Systems may purchase service credit under any of the provisions of KRS 16.510 to 16.652, 61.515 to 61.705, or 78.520 to 78.852 by making installment payments in lieu of a lump-sum payment.

(a) The cost of the service shall be computed in the same manner as for a lump-sum payment which shall be the principal; and interest, at the actuarial rate in effect at the time the member elects to make the purchase compounded annually, shall be added for the period that the installments are to be made. Multiple service purchases may be combined under a single installment purchase; however, no employee may make more than one (1) installment purchase at the same time. Once multiple service purchases have been combined in an installment purchase, the employee may not separate the purchases or pay a portion of one (1) of the purchases. The employee may elect to stop the installment payments by notifying the retirement system; may have the installment purchase recalculated to add one (1) or more additional service purchases; or may pay by lump sum the remaining principal.

(b) Twelve (12) consecutive monthly installment payments shall be made for each one thousand dollars ($1,000) or any part thereof of the total cost, except that the total number of installments shall not be less than twelve (12) and shall not exceed sixty (60).

(c) The employee shall pay the installments by payroll deduction each pay period. Upon notification by the retirement system, the employer shall report the installment payments separate from regular employee contributions on the forms or by the computer format specified by the board. The payments made under this subsection shall be considered accumulated contributions of the member and shall not be picked up by the employer pursuant to KRS 61.560(4) and no employer contributions shall be paid on the installments.

(d) The retirement system shall determine how much of the total cost represents payment for one (1) month of the service to be purchased and shall credit one (1) month of service to the member's account each time this amount has been paid. The first service credited shall represent the first calendar month of the service to be purchased and each succeeding month of service credit shall represent the succeeding months of that service.

(e) If the employee elects to stop the installment payments, dies, retires, or does not continue employment in a position required to participate in the retirement system, the member, or in the case of death, the beneficiary, shall have sixty (60) days to pay the remaining principal of the purchase by lump sum. If the member or beneficiary does not pay the remaining cost, the retirement system shall refund to the member or the beneficiary the payment, payments, or portion of a payment that does not represent a full month of service purchased.

(f) If the employer does not report installment payments on an employee for sixty (60) days, the installment purchase shall cease and the retirement system shall refund to the employee the payment, payments, or portion of a payment that does not represent a full month of service purchased.

(g) If payments have ceased under paragraph (e) or (f) of this subsection and the member later becomes a participating employee in one (1) of the three (3) systems administered by Kentucky Retirement Systems, the employee may complete the adjusted original installment purchase by lump sum or installment payments. If the employee elects to renew the installment purchase, the cost of the remaining service shall be recalculated in accordance with paragraph (a) of this subsection. If the original installment purchase was for multiple service purchases, the employee may not separate those purchases under a new installment purchase.

(h) Any employee participating in one (1) of the retirement systems administered by Kentucky Retirement Systems may purchase service credit under any of the provisions of KRS 16.510 to 16.652, 61.515 to 61.705, or 78.520 to

78.852 by transferring funds pursuant to the rules in 26 U.S.C. sec. 401(a)(31) directly from a retirement plan or a deferred compensation arrangement maintained by his employer which is a qualified plan pursuant to 26 U.S.C. sec. 401(a). Service credit may also be purchased by a rollover of funds from a qualified retirement plan pursuant to the rules specified in 26 U.S.C. sec. 402(c). The Kentucky Retirement Systems shall accept the transfer or rollover to the extent permitted under the rules specified in 26 U.S.C. secs. 402(c) and 401(a)(31). The amount shall be credited to the individual member's contribution account in the appropriate retirement system and shall be considered accumulated contributions of the member.

(17) After August 1, 1998, any employee participating in one (1) of the state-administered retirement systems who is age sixty-five (65) or older and has forty-eight (48) months' service credit in the Kentucky Employees Retirement System or the County Employees Retirement System or, if younger, who has sixty (60) months' service credit in the Kentucky Employees Retirement System or the County Employees Retirement System may purchase credit in the system in which the employee has the service credit for up to ten (10) years service in a regular full-time position that was credited to a state or local government-administered public defined benefit plan in another state other than a defined benefit plan for teachers. The employee shall pay the full cost of the service as determined by the system. Payment may be by lump sum, or the employee may pay by increments. The employee may transfer funds directly from the other state's plan if eligible to the extent permitted under subsection (16)(h) of this section and to the extent permitted by the other state's laws and shall provide proof that he is not eligible for a retirement benefit for the period of service from the other state's plan.

(18) After August 1, 1998, any employee participating in one (1) of the state-administered retirement systems, who has sixty (60) or more months of service in the State Police Retirement System or in a hazardous position in the Kentucky Employees Retirement System or the County Employees Retirement System, may purchase credit in the system in which the employee has the sixty (60) months of service credit for up to ten (10) years of service in a regular full-time position that was credited to a defined benefit retirement plan administered by a state or local government in another state, if the service could be certified as hazardous pursuant to KRS 61.592. The employee shall pay the full cost of the service credit as determined by the system. Payment may be by lump sum or by increments. The employee may transfer funds directly from the other unit of government's plan if eligible to the extent permitted under subsection (16)(h) of this section and to the extent permitted by the other state's laws, and the employee shall provide proof that he is not eligible for a retirement benefit for the period of service from the other unit of government's plan.

(19) Any employee participating in one (1) of the state-administered retirement systems who has at least forty-eight (48) months of service if age sixty-five (65) or at least sixty (60) months of service if under age sixty-five (65) who has completed service as a volunteer in the Kentucky Peace Corps, created by KRS 154.01-720, may purchase service credit for the time served in the corps by making delayed contribution payments.

(20) An employee participating in any state-administered retirement system who has at least forty-eight (48) months' service if age sixty-five (65), or at least sixty (60) months' service if under age sixty-five (65), and who was formerly employed in a regional community mental health and mental retardation services program, organized and operated under the provisions of KRS 210.370 to 210.480, which does not participate in a state-administered retirement system may obtain credit for the period of his service in the regional community mental health and mental retardation program, by paying to the state retirement system in which he participates the full cost of the service credit purchased, as determined by the system. Payment to one (1) of the retirement systems administered by the Kentucky Retirement Systems may be made by lump sum or in increments.

(21) An employee participating in any state-administered retirement system who has at least forty-eight (48) months' service if age sixty-five (65) or at least sixty (60) months' service if under age sixty-five (65), who was employed by a vocational technical school in a noncertified part-time position averaging eighty (80) or more hours per month, determined by using the number of months actually worked within a calendar or fiscal year, may purchase service credit in the Kentucky Employees Retirement System. The cost of the service shall be determined by computing the member and employer contributions for the period of time involved plus interest compounded annually at the current actuarial rate, which shall not be picked up by the employer as described in KRS 61.560(4).

(22) Any employee participating in one (1) of the state-administered retirement systems on June 30, 2000, may obtain credit for subsequent service with a parted employer from the Commonwealth operating for the purposes of KRS 163.475, by paying to the respective retirement system a delayed contribution payment if the respective retirement system receives a favorable private letter ruling from the United States Internal Revenue Service or a favorable opinion letter from the United States Department of Labor. The delayed contribution payment shall be deposited to the individual member's account. The delayed contribution payment shall not be picked up by the employer as described in KRS 61.560(4).

(23) Any employee participating in the County Employees Retirement System who has at least forty-eight (48) months of service if age sixty-five (65) or at least sixty (60) months of service if under age sixty-five (65) may purchase service credit for service with a city, county, or joint city-county planning commission, if that service was not covered by a state-administered retirement system. Notwithstanding any statute to the contrary, the employee shall be entitled to a full month of service for each month or portion of month that the employee occupied the position whether or not the employee would have qualified, at the time of planning commission service, for the service under KRS 6.525. The employee shall pay to the retirement system the full cost of the service credit purchased, as determined by the board's actuary. The payment shall not be picked up, as described in KRS 78.610(4), by the employer and shall be deposited to the member's account. Payment

may be by lump sum or in increments. The employee may obtain credit for service with a city, county, or joint city-county planning commission only if the Kentucky Retirement Systems receives a favorable letter ruling from the United States Internal Revenue Service or a favorable opinion letter from the United States Department of Labor.

(24) (a) Any member or retired member of one (1) of the retirement systems administered by the Kentucky Retirement Systems who is entitled to service credit for employment which was not reported in accordance with KRS 16.543, 61.543, or KRS 78.615 may obtain credit for the service by paying the employee contributions due within six (6) months of notification by the system. No interest shall be added to the contributions. The service credit shall not be credited to the member's account until the employer contributions are received. If a retired member makes the payment within six (6) months, the retired member's retirement allowance shall be adjusted to reflect the added service after the employer contributions are received by the retirement system.

(b) Any employee participating in one (1) of the retirement systems administered by Kentucky Retirement Systems who is entitled to service credit under paragraph (a) of this subsection and who has not repaid the employee contributions due within six (6) months of notification by the system may regain the credit after the six (6) months by paying to the system the employee contributions plus interest at the actuarially assumed rate from the date of initial notification under paragraph (a) of this subsection. Service credit shall not be credited to the member's account until the employer contributions are received by the retirement system. The payments shall not be picked up, as described in KRS 61.560(4), by the employer.

(25) Any employee participating in one (1) of the state-administered retirement systems may purchase service credit for employment with a public agency that would have been eligible to participate under KRS 61.520 but which did not participate in the Kentucky Employees Retirement System or a political subdivision that would have been eligible to participate under KRS 78.530 but which did not participate in the County Employees Retirement System if the former public agency or political subdivision has merged with or been taken over by a participating department or county. The cost of the service shall be determined as a delayed contribution payment for the respective retirement system. Payment may be made by lump sum or in increments. The payment shall not be picked up, as described in KRS 61.560(4) or KRS 78.610(4), by the employer.

(26) Any employee participating in one (1) of the retirement systems administered by the Kentucky Retirement Systems ***prior to the effective date of this Act***[~~ on or after August 1, 1998~~], who has ***accrued*** at least ***one hundred and eighty (180)***[~~two hundred forty (240)~~] months of service credit may purchase a combined maximum total of five (5) years of retirement service credit which is not otherwise purchasable under any of the provisions of KRS 16.510 to 16.652, KRS 61.510 to 61.705, and KRS 78.510 to 78.852. The purchase price for the retirement service credit shall be calculated and paid for based on the full actuarial cost as determined by the system. The payment shall not be picked up, as described in KRS 16.545(4), KRS 61.560(4), KRS 78.610(4), by the employer, and the employee's payment shall be paid into the individual member's contribution account in the appropriate retirement system and shall be considered accumulated contributions of the member. Payment by the member may be by lump sum or by increments.

(27) An employee participating in one (1) of the state-administered retirement systems, who has at least forty-eight (48) months of service if age sixty-five (65), or at least sixty (60) months of service if under age sixty-five (65), may obtain credit in the County Employees Retirement System for the period of that employee's service with a community action agency created under KRS 273.405 to 273.453 if that service was not covered by a state-administered retirement system. The member shall pay to the retirement system the full actuarial cost of the service credit purchased. Payment may be made by lump sum or in increments. The payment shall not be picked up, as described in KRS 61.560(4) or 78.610(4), by the employer.

(28) The Board of Trustees is authorized to establish a program, subject to a favorable ruling from the Internal Revenue Service, to provide for the purchase of service credit under any of the provisions of KRS 16.510 to 16.652 and KRS 61.515 to 61.705 and KRS 78.520 to 78.852 pursuant to the employer pick up provisions in 26 U.S.C. sec. 414(h)(2).

Section 4. Whereas the cost of health insurance for state and local employees within the state group is expected to rise at least eleven percent (11%) annually and the cost is dramatically affected by agencies whose retirees are in the state group but whose active employees are not, an emergency is declared to exist, and Sections 1 and 2 of this Act shall take effect upon this Act's passage and approval by the Governor or upon its otherwise becoming a law.

Representative Geveden moved that the House concur in the Senate Committee Substitute to **HB 801**. Agreed

Representative Geveden moved that **HB 801**, by way of Senate Committee Substitute, be passed.

On the roll call the vote was: **Yeas 93, Nays 0**. (See April 2, 2002, Message received on roll call on **HB 801** - Appendix)

HB 801, by way of Senate Committee Substitute, was passed and the title agreed to.

Representative Geveden moved that the vote by which **HB 801**, by way of Senate Committee Substitute, was passed be reconsidered and said motion be placed on the table. Agreed.

SB 13, by way of Committee Substitute and Floor Amendment attached thereto, taken from the Orders of the Day placed upon its passage for receding or not receding from House amendments. Agreed by a majority of members elected.

Representative Nesler moved that the House refuse to recede from the Committee Substitute to **SB 13**. Agreed.

SB 33, by way of Committee Substitute, Committee Amendment, and Floor Amendments attached thereto, taken from the Orders of the Day placed upon its passage for receding or not receding from House amendments. Agreed by a majority of members elected.

Representative J. Arnold moved that the House refuse to recede from the Committee Substitute to **SB 33**. Agreed.

Representative J. Arnold moved that the House refuse to recede from all other House amendments to **SB 33**. Agreed.

SJR 16, with Committee Amendments attached thereto, taken from the Orders of the Day placed upon its passage for receding or not receding from House amendments. Agreed by a majority of members elected.

Representative Collins moved that the House refuse to recede from Committee Amendment No. 1 and Committee Amendment No. 2 Title to **SJR 16**. Agreed.

SB 143, with Floor Amendment attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage for receding or not receding in House amendment. Agreed by a majority of members elected.

Representative Marcotte moved that the House recede from House Floor Amendment No. 3 to **SB 143**. Agreed.

Representative Marcotte moved that **SB 143**, be passed.

On the roll call the vote was: **Yeas 86, Nays 2**. (See April 2, 2002, roll call on **SB 143** - Appendix.)

SB 143 was passed and the title agreed to.

Representative Marcotte moved that the vote by which **SB 143** was passed be reconsidered and said motion be placed on the table. Agreed.

HB 519, with Senate Floor Amendments attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage for concurrence or non concurrence in Senate amendments. Agreed.

The Senate Floor Amendment No. 1 to **HB 519** is as follows:

HB 519, On page 1 beginning on line 1 by deleting Section 1 in its entirety and by inserting in lieu thereof the following:

"Section 1. KRS 61.315 is amended to read as follows:

(1) As used in this section, "police officer" means every paid police officer, sheriff, or deputy sheriff, corrections employee with the power of a peace officer pursuant to KRS 196.037, any auxiliary police officer appointed pursuant to KRS 95.445, or any citation or safety officer appointed pursuant to KRS 83A.087 and 83A.088, elected to office, or employed by any county, airport board created pursuant to KRS Chapter 183, city, or by the state; "firefighter" means every paid firefighter or volunteer firefighter who is employed by or volunteers his services to the state, airport board created pursuant to KRS Chapter 183, any county, city, fire district, or any other organized fire department recognized, pursuant to KRS 95A.262, as a fire department operated and maintained on a nonprofit basis in the interest of the health and safety of the inhabitants of the Commonwealth ***and shall include qualified civilian firefighters employed at Kentucky-based military installations***.~~[If death benefits are paid under KRS 61.316 to eligible survivors of a volunteer firefighter, then no benefits shall be paid to those survivors under this section.]~~

(2) The spouse of any police officer, sheriff, deputy sheriff, corrections employee with the power of a peace officer pursuant to KRS 196.037, any auxiliary police officer appointed pursuant to KRS 95.445, or any citation or safety officer appointed pursuant to KRS 83A.087 and 83A.088, firefighter, or member of the Kentucky National Guard on state active duty pursuant to KRS 38.030, whose death occurs on or after July 1, ***2002***~~[1991]~~, as a direct result of an act in the line of duty shall receive a lump-sum payment of ***seventy-five thousand dollars ($75,000)***~~[fifty thousand dollars ($50,000)]~~ if there are no surviving children, which sum shall be paid by the State Treasurer from the general expenditure fund of the State Treasury. If there are surviving children and a surviving spouse, the payment shall be apportioned equally among the surviving children and the spouse. If there is no surviving spouse, the payment shall be made to the surviving children, eighteen (18) or more years of age. For surviving children less than eighteen (18) years of age, the State Treasurer shall:

(a) Pay ***thirty thousand dollars ($30,000)***~~[twenty thousand dollars ($20,000)]~~ to the surviving children; and

(b) Hold ***forty-five thousand dollars ($45,000)***[~~thirty thousand dollars ($30,000)~~] in trust divided into equal accounts at appropriate interest rates for each surviving child until the child reaches the age of eighteen (18) years.

If a child dies before reaching the age of eighteen (18) years, his account shall be paid to his estate. If there are no surviving children, the payment shall be made to any parents of the deceased.

(3) The Commission on Fire Protection Personnel Standards and Education shall be authorized to promulgate administrative regulations establishing criteria and procedures applicable to the administration of this section as it pertains to both paid and volunteer firefighters, including, but not limited to, defining when a firefighter has died in line of duty. Administrative hearings promulgated by administrative regulation under authority of this subsection shall be conducted in accordance with KRS Chapter 13B.

(4) The Justice Cabinet may promulgate administrative regulations establishing criteria and procedures applicable to the administration of this section as it pertains to police officers, including, but not limited to, defining when a police officer has died in line of duty. Administrative hearings promulgated by administrative regulation under authority of this subsection shall be conducted in accordance with KRS Chapter 13B.

(5) The Department of Corrections shall promulgate administrative regulations establishing the criteria and procedures applicable to the administration of this section as it pertains to correctional employees, including, but not limited to, defining which employees qualify for coverage and which circumstances constitute death in the line of duty.

(6) The benefits payable under this section shall be in addition to any benefits now or hereafter prescribed under any police, sheriff, firefighter's,***volunteer firefighter's,*** or National Guard retirement or benefit fund established by the federal government or by any state, county, or any municipality.

(7) Any funds appropriated for the purpose of paying the death benefits described in subsection (2) of this section shall be allotted to a self-insuring account. These funds shall not be used for the purpose of purchasing insurance."; and

On page 8, after line 9 by inserting the following:

"SECTION 3. A NEW SECTION OF KRS CHAPTER 95A IS CREATED TO READ AS FOLLOWS:

(1) If a firefighter as defined in Section 1 of this Act is, before, on, or after the effective date of this Act, permanently and totally disabled as defined in KRS 342.0011 as a direct result of activities in the line of duty, then the firefighter shall be entitled to receive a monthly payment to be paid by the State Treasurer from the general fund appropriation to the police and firefighter-life insurance category contained in miscellaneous appropriations of the state/executive branch budget of:

(a) Two hundred dollars ($200) to help defray the costs of life insurance; and

(b) Two hundred dollars ($200) to help defray the costs of health insurance.

(2) In order to receive the monthly payment, the firefighter must present to the Commission on Fire Protection Personnel Standards and Education:

(a) A written statement from the fire chief of the fire department under whose command the firefighter was at the time of injury stating the fact that the firefighter was on active duty and on assignment with that fire department when the injury occurred; and

(b) A written statement from at least two (2) licensed and practicing physicians stating that the member is totally and likely to be permanently disabled as defined in KRS 342.0011; and

(c) Proof, in a form satisfactory to the commission, that the firefighter has either or both active life and health insurance policies.

(3) (a) If a firefighter, either through a settlement of any kind or through any other source, has life insurance provided at no cost, then the firefighter shall not be eligible to receive the life insurance payment described in subsection (1)(a) of this section. If a firefighter receives partial payment of life insurance, and the portion of the payment that the firefighter is responsible for is less than the amount stated in subsection (1) of this section, then the firefighter shall only receive that portion of the payment to pay for the cost of the insurance.

(b) If a firefighter, either through a settlement of any kind or through any other source, has health insurance provided at no cost, then the firefighter shall not be eligible to receive the health insurance payment described in subsection (1)(b) of this section. If a firefighter receives partial payment of health insurance, and the portion of the payment that the firefighter is responsible for is less than the amount stated in subsection (1) of this section, then the firefighter shall only receive that portion of the payment to pay for the cost of the insurance.

(4) If the firefighter should no longer be considered permanently and totally disabled as defined in KRS 342.0011, or if either or both life and health insurance policies are terminated, then the firefighter shall within thirty (30) days of that determination notify the Commission on Fire Protection Personnel Standards and Education, in writing, of that fact or facts. The commission shall then terminate the appropriate subsequent payments to that firefighter. A firefighter may continue to receive payments for one (1) type of insurance as long as the firefighter is still permanently and totally disabled and the insurance policy is active. If the firefighter fails to notify the commission within thirty (30) days and receives subsequent payments under this section, the firefighter shall be responsible for repaying any payments provided to the firefighter under this section from the date that the firefighter was no longer considered permanently

and totally disabled.

(5) *The Commission on Fire Protection Personnel Standards and Education shall promulgate administrative regulations in accordance with the provisions of KRS Chapter 13A establishing procedures and criteria applicable to the administration of this section by December 31, 2002.*

(6) *Any firefighter convicted of knowingly providing false information to receive the benefits in subsection (1) of this section shall be guilty of a Class D felony and shall be responsible for repaying the total amount paid to the firefighter, plus interest, under the provisions of this section within a time to be determined by the commission. The firefighter shall also no longer be eligible to receive any payments provided under this section.*

(7) *In the event sufficient funds do not exist to cover all the financial obligations of this section, then the payments shall be prorated among the participants evenly.*"; and

Renumber the remaining section accordingly.

Representative Geveden moved that the House concur in the Senate Floor Amendment No. 1 to **HB 519**. Agreed.

Representative Geveden moved that **HB 519**, as amended by the Senate, be passed.

On the roll call the vote was: **Yeas 96, Nays 0**. (See April 2, 2002, roll call on **HB 519** - Appendix)

HB 519, as amended by the Senate, was passed.

The Senate Floor Amendment No. 2 Title to **HB 519** is as follows:

HB 519, Amend the title to read as follows:
"AN ACT relating to the benefits of emergency service personnel and making an appropriation therefor.".

Representative Geveden moved that the House concur in the Senate Floor Amendment No. 2 Title to **HB 519**. Agreed.

Representative Geveden moved that the vote by which **HB 519**, as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

The Speaker announced appointment of a Conference Committee on **SB 33**: Representative Geveden, Chair; Representatives J. Arnold, J. Lee, Yonts, and Marcotte.

The Speaker announced the appointment of a Conference Committee on **SJR 16**: Representative Collins, Chair; Representatives Childers, and Colter.

The Speaker announced the appointment of a Conference Committee on **SB 13**: Representative Thomas, Chair; Representatives A. Arnold, Dw. Butler, and Nesler.

Representative Heleringer moved to suspend the rules to act on Legislative Citations. Agreed.

Representative Heleringer moved the adoption of the following **Legislative Citation No. 126**.

The House of Representatives of the Commonwealth of Kentucky hereby recognizes and honors Amanda Holloway for impressive contributions and exemplary performance as a legislative intern to Representative Bob Heleringer during the Regular Session of the 2002 Kentucky General Assembly. Further, it is recommended by Representative Heleringer that she be eligible for both combat and hazardous duty pay for her willingness to go above and beyond the call of duty, her invaluable assistance in preparation for the Legislative Roast, and for maintaining her poise and composure while dealing with the Gentleman from Jefferson 33 during this, his last and most contentious session ever. Commended for her ability to drive a truck in an emergency, her success as a talent scout, her status as one of the greatest University of Kentucky Dance Cats ever, and her infinite patience with Representative Heleringer's dubious editing skills, Ms. Holloway is offered sincerest gratitude for her exceptional work ethic and dedication exhibited during this critical time in the legislature and is extended best wishes for prosperity and success in all her future endeavors. Done in Frankfort, Kentucky, this second day of April, in the year two thousand and two.

Legislative Citation No. 126 was adopted without objection.

Representative Damron moved the adoption of the following **Legislative Citation No. 136**.

The House of Representatives of the Commonwealth of Kentucky hereby recognizes Christopher D. Cross for impressive contributions and exemplary performance as a legislative intern to Representative Robert R. Damron during the Regular Session of the 2002 General Assembly. Inasmuch as the Kentucky House of Representatives renders enormous tasks during the legislative session, and further, that this distinguished intern has indeed acted as an integral element of support; let it be known that this honorable body hereby commends the exceptional work ethic and dedication exhibited by Christopher D. Cross and extends its deepest appreciation and gratitude for his outstanding contributions. Done in Frankfort, Kentucky, this second day of April, in the year two thousand and two.

Legislative Citation No. 136 was adopted without objection.

Representative Ballard moved the adoption of the following **Legislative Citation No. 135**.

The House of Representatives of the Commonwealth of Kentucky hereby congratulates John and Teresa Woods Married April 8, 1977~ for twenty-five sterling years of revered matrimony in which cherished memories and beloved companionship are consequential elements of the extraordinary whole, and this honorable body of the Kentucky House of Representatives joins Representative Eddie Ballard in applauding the multitude of years in which John and Teresa have lovingly created an indisputable tradition of commitment, laughter and tears that are the epitome of the marital covenant for which their children and community rejoice. May this remarkable couple share many more exceptional memories as a result of their phenomenal life together. Done in Frankfort, Kentucky this second day of April, in the year two thousand and two.

Legislative Citation No. 135 was adopted without objection.

Recess

Representative Stumbo moved that the House recess until 6:00 p.m. Agreed.

At the appointed hour, the Speaker resumed the Chair and called the House to order.

A Conference Committee Report was filed on **SB 33**.

Representative Stumbo moved the adoption of the following Conference Committee Report on **SB 33**. Agreed.

The Conference Committee on **SB 33** has met as provided in the Rules of the House and Senate and hereby reports the following to be adopted: Cannot agree.

Signed: April 2, 2002 - Representatives Geveden, J. Lee, Marcotte, Yonts, and J. Arnold; Senators Worley, Stine, Guthrie, and Roeding. The above-named members, in separate votes by house, all concur in the provisions of this report.

The Conference Committee Report on **SB 33** was adopted by voice vote.

A Conference Committee Report was filed on **SJR 16**.

Representative Stumbo moved the adoption of the following Conference Committee Report on **SJR 16**. Agreed.

The Conference Committee on **SJR 16** has met as provided in the Rules of the House and Senate and hereby reports the following to be adopted: Cannot agree.

Signed: April 2, 2002 - Representatives Collins, Childers, and Colter; Senators Moore, J. Turner, and Tori. The above-named members, in separate votes by house, all concur in the provisions of this report.

The Conference Committee Report on **SJR 16** was adopted by voice vote.

A Conference Committee Report was filed on **SB 13**.

Representative Stumbo moved the adoption of the following Conference Committee Report on **SB 13**. Agreed.

The Conference Committee on **SB 13** has met as provided in the Rules of the House and Senate and hereby reports the following to be adopted: Cannot agree.

Signed: April 2, 2002 - Representatives Thomas, Arnold, Nesler, Dw. Butler; Senators, Harris, Kelly, and Jackson. The above-named members, in separate votes by house, all concur in the provisions of this report.

The Conference Committee Report on **SB 13** was adopted by voice vote.

Senate Message (Continued)

Message received in regard to **HB 507**: The Senate has adopted the Free Conference Committee Report No. 3 on **HB 507**, and is notifying this Honorable Body that it has repassed the bill as amended, in free conference. (Time: 6:00 p.m.)

Report On Enrolled Bills (Continued)

The Committee on Enrollment reported that **SB 210, SB 142, SB 238, HB 31, HB 126, HB 144, HB 188, HB 249, HB 251, HB 293, HB 343, HB 357, HB 405, HB 503, HB 519, HB 525, HB 729, HB 749, HB 801,** and **HCR 132** have been examined and found correctly enrolled. Said Bills and Resolution were read at length, compared and signed in open session by the Speaker, and ordered delivered to the Senate. (Time -6:33 p.m.)

Motions, Petitions, and Communications

The Speaker announced the appointment of the previous appointed members of the Conference Committee to be on the Free Conference Committee on **SB 13**.

The Speaker announced the appointment of the previous appointed members of the Conference Committee to be on the Free Conference Committee on **SB 33**.

The Speaker announced the appointment of the previous appointed members of the Conference Committee to be on the Free Conference Committee on **SJR 16**.

Representative Stumbo moved that **SB 257** be taken from the Committee on Rules and placed in the Orders of the Day for April 2, 2002. Agreed.

Representative Stumbo inquired whether the Conference Committee Report on **HB 507**, was in order.

The Speaker ruled that the Conference Committee Report on **HB 507** had not been signed by all conferees and therefore was in violation of House Rule 44 and not in order.

Recess

Representative Stumbo moved that the House recess until 7:30 p.m. Agreed.

At the appointed hour, the Speaker resumed the Chair and called the House to order.

Report On Enrolled Bills (Continued)

The Committee on Enrollment reported that **HB 31, HB 126, HB 144, HB 188, HB 249, HB 251, HB 293, HB 343, HB 357, HB 405, HB 503, HB 519, HB 525, HB 729, HB 749, HB 801,** and **HCR 132** were delivered to the Senate and signed by the President. Delivered to the Governor on April 2, 2002, at 7:20 p.m.

Motions, Petitions, and Communications (Continued)

Representative Stumbo moved that the rules be suspended to introduce and act on a resolution. Agreed.

Introduction of Bills and Resolutions (Continued)

HR 293, by Representative Richards: A RESOLUTION to honor, pay tribute, and thank Governor Paul Patton, the staff of the Governor's Office, Secretary Gene Strong and the staff of the Cabinet for Economic Development, and the Gentlemen from Hardin County for their tireless efforts on behalf of the Commonwealth of Kentucky in regard to Hyundai Motor Company.

Motions, Petitions, and Communications (Continued)

Representative Stumbo moved the adoption of the following **HR 293**:

HR 293, A RESOLUTION to honor, pay tribute, and thank Governor Paul Patton, the staff of the Governor's Office, Secretary Gene Strong and the staff of the Cabinet for Economic Development, and the Gentlemen from Hardin County for their tireless efforts on behalf of the Commonwealth of Kentucky in regard to Hyundai Motor Company.

WHEREAS, the past century has witnessed the increasing movement of industry away from theretofore intransigent geographical confines; and

WHEREAS, the migration of industry has forced governments to become increasingly competitive in their efforts to recruit and retain industry; and

WHEREAS, from the very day upon which Hyundai Motor Company of South Korea announced that it would begin a search for its first North American automobile assembly site, the competition between all states within the United States and all provinces within the borders of Canada was fierce and unending; and

WHEREAS, the honorable Governor Paul Patton brought together the best and brightest of his staff to work with officials from Hyundai Motor Company; and

WHEREAS, the recent announcement by Hyundai Motor Company that their first North American automobile assembly facility would locate elsewhere was indeed a bitter disappointment to Governor Paul Patton; and

WHEREAS, the members of the House of Representatives, as a reflection of the sentiment of the citizens of this Commonwealth, do hereby recognize and appreciate the ceaseless efforts of Governor Paul Patton and his exemplary staff, the Gentlemen from Hardin, and Secretary Gene Strong and officials within the Cabinet for Economic Development to lure Hyundai Motor Company to the great state of Kentucky; and

WHEREAS, the members of the House of Representatives and the citizens of the Commonwealth of Kentucky do hereby find that Kentucky has become a better place through this process in that other international companies do also recognize these exemplary efforts; and

WHEREAS, when other international companies make their decisions to locate industries within the borders of Kentucky, it will be in no small part because of the efforts they witnessed by Governor Paul Patton, the Gentlemen from Hardin, and Cabinet Secretary Gene Strong in regard to Hyundai Motor Company;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. The House of Representatives applauds and commends the efforts of Governor Paul Patton and his staff, the Gentlemen from Hardin, and Secretary Gene Strong and officials and staff within the Cabinet for Economic Development to lure Hyundai Motor Company to the great state of Kentucky.

Section 2. The Clerk of the House of Representatives is directed to transmit a copy of this Resolution to Governor Paul Patton, to the Gentlemen from Hardin, and to Secretary Gene Strong, Cabinet for Economic Development.

There being no objection **HR 293** was adopted.

Representative Stumbo moved that a call of the roll be taken to show co-sponsors of **HR 293**.

On the roll call for co-sponsors the vote was: **Yeas 97**. (See April 2, 2002, roll call for co-sponsors on **HR 293** - Appendix.)

Order of the Day (Continued)

HB 26 with Senate Committee Substitute and Senate Floor Amendments attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage for concurrence or non concurrence in Senate amendments. Agreed.

The Senate Committee Substitute to **HB 26**, is as follows:

HB 26, AN ACT relating to controlled substances.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 218A.202 is amended to read as follows:

(1) The Cabinet for Health Services shall establish an electronic system for monitoring Schedules II, III, IV, and V controlled substances that are dispensed within the Commonwealth by a practitioner or pharmacist or dispensed to an address within the Commonwealth by a pharmacy licensed by the Kentucky Board of Pharmacy.

(2) A practitioner or a pharmacist shall not have to pay a fee or tax specifically dedicated to the operation of the system.

(3) Every dispenser within the Commonwealth or who is licensed by the Kentucky Board of Pharmacy shall report to the Cabinet for Health Services the data required by this section in a timely manner as prescribed by the cabinet except that reporting shall not be required for:

(a) A drug administered directly to a patient; or

(b) A drug dispensed by a practitioner at a facility licensed by the cabinet provided that the quantity dispensed is limited to an amount adequate to treat the patient for a maximum of forty-eight (48) hours.

(4) Data for each controlled substance that is dispensed shall include but not be limited to the following:

(a) Patient identifier;
(b) Drug dispensed;
(c) Date of dispensing;
(d) Quantity dispensed;
(e) Prescriber; and
(f) Dispenser.

(5) The data shall be provided in the electronic format specified by the Cabinet for Health Services unless a waiver has been granted by the cabinet to an individual dispenser.

(6) The Cabinet for Health Services shall be authorized to provide data to:

(a) A designated representative of a board responsible for the licensure, regulation, or discipline of practitioners, pharmacists, or other person who is authorized to prescribe, administer, or dispense controlled substances and who is involved in a bona fide specific investigation involving a designated person;

(b) A state, federal, or municipal officer whose duty is to enforce the laws of this state or the United States relating to drugs and who is engaged in a bona fide specific investigation involving a *violation of state or federal law by a* designated person*, or where there is an identifiable trend of illegal diversion in a geographic area*;

(c) A state-operated Medicaid program;

(d) A properly convened grand jury pursuant to a subpoena properly issued for the records;

(e) A practitioner or pharmacist who requests information and certifies that the requested information is for the purpose of providing medical or pharmaceutical treatment to a bona fide current patient; or

(f) A person who receives data or any report of the system from the cabinet shall not provide it to any other person or entity except by order of a court of competent jurisdiction.

(7) The Cabinet for Health Services, all law enforcement officers, all officers of the court, and all regulatory agencies and officers, in using the data for investigative or prosecution purposes, shall consider the nature of the prescriber's and dispenser's practice and the condition for which the patient is being treated.

(8) The data and any report obtained therefrom shall not be a public record.

(9) Knowing failure by a dispenser to transmit data to the cabinet as required by subsection (3), (4), or (5) of this section shall be a Class A misdemeanor.

(10) Knowing disclosure of transmitted data to a person not authorized by subsection (6) of this section or authorized by KRS 315.121, or obtaining information under this section not relating to a bona fide specific investigation, shall be a Class D felony.

(11) The Governor's Office for Technology, in consultation with the Cabinet for Health Services, shall submit an application to the United States Department of Justice for a drug diversion grant to fund a pilot project to study a real-time electronic monitoring system for Schedules II, III, IV, and V controlled substances. The pilot project shall:

(a) Be conducted in two (2) rural counties that have an interactive real-time electronic information system in place for monitoring patient utilization of health and social services through a federally funded community access program; and

(b) Study the use of an interactive system that includes a relational data base with query capability.

(12) Provisions in subsections (1) to (10) of this section that relate to data collection, disclosure, access, and penalties shall

apply to the pilot project authorized under subsection (11) of this section.

Section 2. Whereas the Governor's Oxycontin/Prescription Drug Abuse Task Force recommended that the electronic system for monitoring Schedules II, III, IV, and V be converted to a real-time data entry and reporting system, and an opportunity exits for the state to apply for federal funds to pilot a real-time electronic system from the Harold Rogers Prescription Drug Monitoring Program, an emergency is declared to exist, and this Act takes effect upon its passage and approval by the Governor or upon its otherwise becoming a law.

Representative Coleman moved that the House concur in the Senate Committee Substitute to **HB 26**. Agreed.

The Senate Floor Amendment No. 7 to **HB 26**, is as follows:

HB 26, On page 2, lines 9, by deleting "***violation of state or federal law by a***"; and

On page 2, lines 10 and 11, by deleting "***, or where there is an identifiable trend of illegal diversion in a geographic area***".

Representative Coleman moved that the House concur in the Senate Floor Amendment No. 4 to **HB 26**. Agreed.

The Senate Floor Amendment No. 4 to **HB 26**, is as follows:

HB 26, On page 3 by inserting the following between lines 17 and 18:

"SECTION 2. A NEW SECTION OF KRS 205.510 TO 205.645 IS CREATED TO READ AS FOLLOWS:

An adult day health care program shall be required to provide skilled nursing services to Medicaid recipients only during the posted hours of operation."; and

By renumbering the subsequent section accordingly.

Representative Coleman moved that the House concur in the Senate Floor Amendment No. 4 to **HB 26**. Agreed.

Representative Coleman moved that **HB 26**, by way of Senate Committee Substitute, as amended by the Senate be passed.

On the roll call the vote was: **Yeas 95, Nays 0**. (See April 2, 2002, Message received on roll call on **HB 26** - Appendix)

HB 26, by way of Senate Committee Substitute, as amended by the Senate, was passed.

The Senate Floor Amendment No. 5 Title to **HB 26**, is as follows:

HB 26, By amending the title to read as follows:

"AN ACT relating to health care and declaring an emergency.".

Representative Coleman moved that the House concur in the Senate Floor Amendment No. 5 Title to **HB 26**. Agreed.

Representative Coleman moved that the vote by which **HB 26**, by way of Senate Committee Substitute, as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 165 with Senate Committee Substitute attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage for concurrence or non concurrence in Senate amendment. Agreed.

The Senate Committee Substitute to **HB 165**, is as follows:

HB 165, AN ACT relating to insurance licenses of individuals and business entities licensed under Subtitles 9 and 10 of KRS Chapter 304.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 304.2-160 is amended to read as follows:

Each written and signed complaint received by the Department of Insurance shall be recorded by the department, including the subsequent disposition thereof, and maintained for a period of not less than five (5) years. The records of such complaints shall be indexed whenever applicable both by the name of the insurer and by the name of the ***licensee, including*** agent,~~[solicitor,]~~ surplus lines broker, adjuster***, administrator, reinsurance intermediary broker or manager, rental vehicle agent or managing employee, specialty credit producer or managing employee, viatical settlement broker or provider,*** or consultant involved. The commissioner shall consider such complaints before issuing or renewing any certificate of authority or license.

Section 2. KRS 304.2-220 is amended to read as follows:

For the purpose of ascertaining compliance with law, or relationships and transactions between any[~~ such~~] person and any insurer or proposed insurer, the commissioner may as often as reasonably necessary examine the accounts, records, documents, and transactions pertaining to or affecting the insurance affairs or proposed insurance affairs and transactions of:

(1) Any insurance holding company; or person holding the shares of voting stock or policyholder proxies of an insurer as voting trustee or otherwise, for the purpose of controlling the management thereof***;***[~~.~~]

(2) Any insurance agent,[~~ solicitor, general agent,~~] surplus lines broker, adjuster, consultant, ***administrator, reinsurance intermediary broker or manager, rental vehicle agent or managing employee, specialty credit producer or managing employee,*** or any person holding himself out as any of the foregoing***;***[~~.~~]

(3) Any person having a contract under which he enjoys by terms or in fact the exclusive or dominant right to manage or control the insurer, as voting trustee, or otherwise***; and***[~~.~~]

(4) Any person in this state engaged in, or proposing to be engaged in this state in, or holding himself out in this state as so engaging or proposing, or in this state assisting in the promotion, formation or financing of an insurer or insurance holding corporation, or corporation or other group to finance an insurer or the production of its business.

Section 3. KRS 304.4-040 is amended to read as follows:

The commissioner may revoke the certificate of authority, of any insurer which fails to pay when due, any taxes, fees, licenses and other charges owing to this state. The commissioner may likewise revoke the license of any agent, surplus lines broker,[~~ solicitor,~~] adjuster***, administrator, reinsurance intermediary broker or manager, rental vehicle agent or managing employee, specialty credit producer or managing employee, viatical settlement broker or provider,*** or consultant, as to whom any tax or fee required under this code has not been paid when due.

Section 4. KRS 304.9-020 is amended to read as follows:

As used in this subtitle:

(1) "Agent" means an individual or business entity ***appointed by an insurer to sell or to solicit applications for insurance or annuity contracts or to negotiate insurance or annuity contracts on its behalf;***[~~required to be licensed and appointed under the laws of this state to sell, solicit, or negotiate insurance or annuity contracts.~~]

(2) "Business entity" means a corporation, association, partnership, limited liability company, limited liability partnership, employer group, professional employer organization, or other legal entity***;***[~~.~~]

(3) "Home state" means the District of Columbia and any state or territory of the United States in which a licensee maintains his or her principal place of residence or principal place of business and is licensed by that state ***to act as an insurance producer;***[~~.~~]

(4) ***"Insurance producer" means an individual or business entity required to be licensed under the laws of Kentucky to sell, solicit, or negotiate insurance or annuity contracts. Insurance producer includes agent, managing general agent, surplus lines broker, reinsurance intermediary broker and manager, rental vehicle agent and managing employee, specialty credit producer and managing employee, and consultant;***[~~A "general lines" agent is an agent who transacts any one (1) or more of the following kinds of insurance:~~

~~(a) Property insurance;~~

~~(b) Casualty insurance;~~

~~(c) Surety insurance;~~

~~(d) Marine and transportation insurance;~~

~~(e) Health insurance, when transacted for an insurer also represented by the same agent as to property or casualty insurance; and~~

~~(f) Mortgage guaranty insurance.~~]

(5) "Limited line credit insurance" includes credit life, credit disability, credit property, credit unemployment, involuntary unemployment, mortgage life, mortgage guaranty, mortgage disability, ***guaranteed*** automobile ***protection***[~~dealer gap~~] insurance, and any other form of insurance offered in connection with an extension of credit that is limited to partially or wholly extinguishing that credit obligation that the commissioner determines should be designated a form of limited line credit insurance***;***[~~.~~]

(6) "Limited line credit insurance agent" means an individual or business entity who sells, solicits, or negotiates one (1) or more forms of limited line credit insurance coverage to individuals through a master, corporate, group, or individual policy***;***[~~.~~]

(7) "Negotiate" means the act of conferring directly with, or offering advice directly to, a purchaser or prospective purchaser of a particular contract of insurance concerning any of the substantive benefits, terms, or conditions of the contract***;***[~~.~~]

(8) "Sell" means to exchange a contract of insurance by any means, for money or other valuable consideration, on behalf of an insurer***;***[~~.~~]

(9) "Solicit" means attempting to sell insurance or asking or urging a person to apply for a particular kind of insurance from a particular company***;***[~~.~~]

(10) "Terminate" means the cancellation of the relationship between an ***insurance producer***[~~agent~~] and the insurer or the termination of an ***insurance producer's***[~~agent's~~] authority to transact insurance***;***[~~.~~]

(11) "Uniform business entity application" means the current version of the National Association of Insurance Commissioners Uniform Business Entity Application for resident and nonresident business entities***; and***[~~.~~]

(12) "Uniform ***individual*** application" means the current version of the National Association of Insurance Commissioners Uniform Application for resident and nonresident ***individuals***[~~agent licensing~~].

Section 5. KRS 304.9-030 is amended to read as follows:

(1) Unless denied a license ***according to Section 36 of this Act***[~~under this subtitle~~], applicants who have met the requirements for the license in accordance with this subtitle, shall be issued the applicable license.

(2) An insurance agent may receive qualification for a license in one (1) or more of the following ***applicable*** lines of authority:

(a) Life -- insurance coverage on human lives including benefits of endowment and annuities, and may include benefits in the event of death or dismemberment by accident and benefits for disability income;

(b) Health -- insurance coverage for sickness, bodily injury, or accidental death and may include benefits for disability income;

(c) Property -- insurance coverage for the direct or consequential loss or damage to property of every kind;

(d) Casualty -- insurance coverage against legal liability, including that for death, injury, or disability, or damage to real or personal property;

(e) Variable life and variable annuity products -- insurance coverage provided under variable life insurance contracts ***and***[~~,~~] variable annuities[~~, or any other life insurance or annuity product that reflects the investment experience of a separate account~~];

(f) Limited line ***--*** insurance as identified in KRS 304.9-230;

(g) ***Personal lines -- property and casualty insurance coverage sold to individuals and families for primarily noncommercial purposes***[~~Marine and transportation insurance as defined in KRS 304.5-080;~~

~~(h) Mortgage guaranty insurance as defined in KRS 304.5-100~~]; and

(h)[~~(i)~~] Any other line of insurance authorized by Kentucky law and deemed by the commissioner appropriate to be issued as a separate line of authority.

Section 6. KRS 304.9-035 is amended to read as follows:

Any insurer shall be liable for the acts of its agents when the agents are acting in their capacity as representatives of the insurer and are acting within the scope of their authority. ***Licensed individuals designated by a business entity to exercise the business entity's agent license shall be deemed agents of the insurer if the business entity holds an appointment from the insurer.***

Section 7. KRS 304.9-040 is amended to read as follows:

(1) A "consultant" is an individual, who as an independent contractor in relation to his client, for fee or compensation other than from an insurer, in any manner advises or purports to advise, any person actually or prospectively insured, or named or to be named as beneficiary, or having or to have any interest in or insured under, an insurance contract or annuity contract, existing or proposed, relative to coverage, advisability, rights, or interests under such contract, or relative to the retention, exchange, surrender, or exercise of rights thereunder. This subsection shall not apply as to an attorney while ***acting under a license***[~~licensed~~] to practice law in this state.

(2) A "***property and casualty***[~~general lines~~] consultant" is ***an individual***[~~one~~] licensed as a consultant as to ***property insurance contracts, casualty insurance contracts, health insurance contracts issued by property or casualty insurers, and surety contracts***[~~any one (1) or more of the following kinds of insurance:~~

~~(a) Casualty insurance.~~

~~(b) Property insurance.~~

~~(c) Surety insurance.~~

~~(d) Marine and transportation insurance.~~

~~(e) Health insurance.~~

~~(f) Mortgage guaranty insurance~~].

(3) A "life and health consultant" is ***an individual***[~~one~~] licensed as a consultant as to life insurance contracts, annuity contracts and health insurance contracts.

Section 8. KRS 304.9-051 is amended to read as follows:

As used in KRS 304.9-052 and 304.9-371 to 304.9-377:

(1) An "administrator" is ***an individual or business entity***[~~a person~~] who collects charges or premiums from or who adjusts or settles claims on, residents of this state in connection with life insurance, health insurance, annuities, nonprofit hospital, medical-surgical, dental, and health service corporation contracts, health maintenance organization contracts, or[~~ prepaid dental plan organization contracts or~~] other life, health, or annuity benefit plans. The following are not considered to be

acting as administrator:

(a) An employer acting on behalf of its employees or the employees of one (1) or more subsidiary or affiliated corporations of the employer;

(b) A union on behalf of its members;

(c) An insurer, which is ***acting as the insurer with respect to the contract if the insurer is***~~[either]~~ authorized or permitted to transact business in Kentucky or ***if the contract is***~~[acting as an insurer with respect to a contract]~~ lawfully delivered or issued for delivery by it in and pursuant to the laws of a state in which it was authorized or permitted to do business;

(d) A life or health insurance agent licensed in Kentucky whose activities are limited exclusively to the sale of insurance;

(e) A creditor on behalf of its debtors with respect to insurance covering a debt between the creditor and its debtors;

(f) A trust, its trustees, agents, and employees acting thereunder, established in conformity with 29 U.S.C. sec. 186;

(g) A trust exempt from taxation under 26 U.S.C. sec. 501(a), its trustees, and employees acting thereunder, or a custodian, its agents, and employees acting pursuant to a custodian account which meets the requirements of 26 U.S.C. sec. 401(f);

(h) A bank, credit union, or other financial institution which is subject to supervision or examination by federal or state banking authorities;

(i) A credit card issuing company which advances for and collects premiums or charges from its credit card holders who have authorized it to do so, provided such company does not adjust or settle claims; or

(j) ***An individual***~~[A person]~~ who adjusts or settles claims in the normal course of practice or employment as an attorney-at-law, and who does not collect charges or premiums in connection with coverages issued by insurers.

(2)~~["Insurance" is coverage issued by an insurer as defined herein.~~

~~(3)]~~ An "insured" is a person covered under an insurance contract, nonprofit hospital, medical-surgical, dental, and health service corporation contract, health maintenance organization contract,~~[prepaid dental plan organization contract,]~~ or other source of benefits.

~~[(4) An "insurer" is an insurer, nonprofit hospital, medical-surgical, dental, health service corporation, health maintenance organization, prepaid dental plan organization, or other sources of benefits.]~~

Section 9. KRS 304.9-052 is amended to read as follows:

(1) No ***individual or business entity***~~[person]~~ shall in this state be, act as, or hold himself out to be an administrator unless then licensed as an administrator by the commissioner.

(2) For the protection of the people of this state, the commissioner shall not issue, continue, or permit to exist any administrator license for any person unless such person demonstrates to the satisfaction of the commissioner that the following standards are met:

(a) If ***an individual***~~[a natural person]~~, the applicant has attained the age of twenty-one (21) years;

(b) The applicant is competent, trustworthy, reliable, and of good reputation;

(c) The applicant has attained an educational level acceptable to the commissioner;

(d) The applicant is financially responsible;

(e) The applicant has not had any license issued by the commissioner, or application therefor, terminated for cause;

(f) The applicant has paid the fee prescribed in KRS 304.4-010;

(g) If a ***business entity***~~[corporation or firm]~~, each ***individual***~~[person]~~ authorized to act for the ***business entity***~~[corporation or firm]~~ under its administrator license ***shall be designated with the commissioner in accordance with Section 24 of this Act***~~[must hold an administrator license]~~; and

(h) Administrator licenses shall be ***renewed in accordance with Section 25 of this Act***~~[issued by the commissioner to expire on March 31, 1987, and to be renewed biennially thereafter.~~

~~(3) The license of an administrator may be suspended or revoked, a civil penalty imposed in lieu thereof, or both, for any reason an insurance agent's license could be suspended or revoked, a civil penalty imposed in lieu thereof, or both, pursuant to KRS 304.9-440. The procedures of KRS 304.9-440, 304.9-450, and 304.9-460 relating to suspended or revoked insurance agent licenses apply to administrator licenses.~~

~~(4) Nonresident administrators are deemed to have irrevocably appointed the Secretary of State as agent for the acceptance of service of process issued in Kentucky in any action or proceeding against the licensee arising out of such licensing or out of transactions under the license. The Secretary of State shall administer service of process on nonresident administrators in the manner of service of process on nonresident insurance agents]~~.

Section 10. KRS 304.9-070 is amended to read as follows:

An adjuster is any person, who for fee or compensation as an employee of an insurer or an independent contractor investigates or settles claims arising under insurance contracts[~~ or annuity contracts~~], on behalf solely of either the insurer or the insured. The definition of adjuster shall not be deemed to include, and license as an adjuster shall not be required of:

(1) Attorneys-at-law admitted to practice in this state***, when acting in their professional capacity as attorneys***;

(2) Licensed[~~ resident~~] agent of the insurer to whom claim authority has been granted by the insurer if the agent receives no compensation for performing adjusting services;

(3) Salaried traveling representatives of a mutual or reciprocal insurer;

(4) Persons employed only for the purpose of obtaining facts surrounding a loss or furnishing technical assistance to a licensed adjuster, including***,*** but not limited to***,*** photographers, estimators, private investigators, engineers, and handwriting experts; ***or***

(5) Persons performing adjusting services under their limited insurance agent's licenses for crop-hail insurance pursuant to KRS 304.9-230.

Section 11. KRS 304.9-080 is amended to read as follows:

(1) An individual or business entity shall not sell, solicit, or negotiate insurance in this state unless the individual or business entity is licensed ***as the appropriate insurance producer*** for that line of authority in accordance with this subtitle ***or Subtitle 10 of this chapter***.

(2) No individual or business entity shall in this state be, act as, or hold himself or herself out as ***an***[~~a consultant or~~] adjuster unless then licensed as ***an***[~~a consultant or~~] adjuster[~~ respectively~~]. ***No individual shall in this state be, act as, or hold himself or herself out as a consultant unless then licensed as a consultant.*** No consultant shall act as a consultant with respect to any kind of insurance as to which he or she is not then licensed as a consultant.

(3) A consultant license ***shall***[~~must~~] cover either or both of the following categories, as selected by the licensee:

(a) ***Property and casualty***[~~General lines~~]; ***and***

(b) Life and health.

A consultant licensed in both categories shall qualify separately for, and be licensed in, each category.

(4) No individual licensed as a consultant shall act as a consultant until he or she has filed with the commissioner a bond or insurance ***in accordance with***[~~as prescribed in~~] KRS 304.9-330.

(5) Except as provided in KRS 304.9-410 and KRS 304.9-270(3), no agent shall place, and no insurer shall accept, any insurance with any insurer as to which the agent does not then hold a license and appointment as agent under this subtitle.

(6) No rental vehicle agent, rental vehicle managing employee, specialty credit producer, or specialty credit managing employee shall place, and no insurer shall accept, any insurance with any insurer as to which the licensee does not then hold a license and appointment under this subtitle.

(7) The commissioner shall prescribe and furnish all forms required under this subtitle as to licenses and appointments.

Section 12. KRS 304.9-085 is amended to read as follows:

(1) A "managing general agent" is an individual or business entity appointed by an insurer to solicit applications from agents for insurance contracts or to negotiate insurance contracts on behalf of an insurer and, if authorized to do so by an insurer, to effectuate and countersign insurance contracts.

(2) No individual or business entity shall in this state be, act as, or hold himself or herself out as a managing general agent unless then licensed as a managing general agent. In order to qualify for a managing general agent license, an individual shall:

(a) Hold ***an***[~~a general lines~~] agent license ***with property and casualty lines of authority*** and be appointed by each authorized insurer the licensee holds the contract to represent;

(b) If a nonresident, hold a nonresident[~~ general lines~~] agent license ***with property and casualty lines of authority*** and be appointed by each authorized insurer the licensee ***holds a contract to represent***[~~represents~~] in Kentucky[~~. Nonresidents are subject to the restrictions of KRS 304.9-140~~]; and

(c) Hold a surplus lines broker license if any unauthorized insurers are represented or used.

In order for a business entity to qualify for a managing general agent license, all individuals acting on behalf of the ***business entity***[~~corporation or firm~~] under its license shall be licensed ***agents with property and casualty lines of authority and shall be designated with the commissioner as to the license in accordance with all provisions of Section 24 of this Act except for subsection (2)(a)***[~~general lines agents~~].

(3) As used in this chapter, "agent" includes managing general agent unless the context requires otherwise.

(4) A managing general agent is a representative of the insurers which the managing general agent holds a contract to represent. ***Each insurer is***[~~Such insurers are~~] liable for the acts of the managing general agent in representing ***that insurer***[~~the insurers~~].

(5) The commissioner shall ***renew managing general agent licenses in accordance with Section 25 of this Act***[~~issue managing general agent licenses to expire on March 31, 1988, and to be renewed biennially thereafter~~].

Section 13. KRS 304.9-090 is amended to read as follows:

(1)[~~The definition of consultant shall not be deemed to include the supervising managing general agent (except as defined in KRS 304.9-085) or supervising officer or employee of an insurer who solicits only with duly licensed resident agents of the insurer.~~

~~(2)~~] Nothing in this subtitle shall be construed to require an insurer to obtain ***a license as an insurance producer***[~~an agent license~~]. As used in this section, the term "insurer" does not include an insurer's officers, directors, employees, subsidiaries, or affiliates.

(2)[~~(3)~~] A license as an ***insurance producer***[~~agent or consultant~~] shall not be required of the following:

(a) An officer, director, or employee of an insurer or of an ***insurance producer***[~~agent~~], provided that the officer, director, or employee does not receive any commission or other valuable consideration on policies written or sold to insure risks residing, located, or to be performed in this state[~~ and whose compensation is not varied by the volume of applications taken or received~~], and:

1. The officer, director, or employee's[~~ full-time~~] activities are devoted to functions that are executive, administrative, managerial, clerical, or a combination of these, and are only indirectly related to the sale, solicitation, or negotiation of insurance; or

2. The officer, director, or employee's function relates to underwriting, loss control, inspection, or the processing, adjusting, investigating, or settling of a claim on a contract of insurance; or

3. The officer, director, or employee is acting in the capacity of a special agent or agency supervisor assisting ***insurance producers***[~~agents~~] where the officer's, director's, or employee's activities are limited to providing technical advice and assistance to licensed ***insurance producers***[~~agents~~] and do not include the sale, solicitation, or negotiation of insurance;

(b) The individual secures and furnishes information for the purpose of group life insurance, group property and casualty insurance, group annuities, group or blanket accident and health insurance, or for the purpose of enrolling individuals under plans, issuing certificates under plans, or otherwise assisting in administering plans; or performs administrative services related to a mass marketed property and casualty insurance, where no commission is paid to the individual for the service;

(c) An employer or association or its officers, directors, employees, or the trustees of an employee trust plan, to the extent that the employers, officers, employees, directors, or trustees are engaged in the administration or operation of a program of employee benefits for the employer's or association's own employees or the employees of its subsidiaries or affiliates, which program involves the use of insurance issued by an insurer, as long as the employers, associations, officers, directors, employees, or trustees are not in any manner compensated, directly or indirectly, by the ***insurer***[~~company~~] issuing the contracts;

(d) Employees of insurers or organizations employed by insurers who are engaging in the inspection, rating, or classification of risks, or in the supervision of the training of ***insurance producers***[~~agents~~] who are not individually engaged in the sale, solicitation, or negotiation of insurance;

(e) An individual or business entity whose activities in this state are limited to advertising without the intent to solicit insurance in this state through communications in printed publications or other forms of electronic mass media whose distribution is not limited to residents of the state, provided that the individual or business entity does not sell, solicit, or negotiate insurance that would insure risks residing, located, or to be performed in this state;

(f) An individual or business entity who is not a resident of this state who sells, solicits, or negotiates a contract of insurance for commercial property and casualty risks to an insured with risks located in more than one (1) state insured under that contract, provided that the individual or business entity is otherwise licensed as an ***insurance producer***[~~agent~~] to sell, solicit, or negotiate that insurance in the state where the insured maintains its principal place of business and the contract of insurance insures risks located in that state; ***or***

(g) A salaried full-time employee who counsels or advises his or her employer relative to the insurance interest of the employer or of the subsidiaries or business affiliates of the employer, provided that the employee does not sell, solicit, or negotiate insurance or receive a commission[~~; or~~

~~(h) Employees of an insurer or an agent who responds to requests from existing policyholders on existing policies, provided that those employees are not directly compensated based on the volume of premiums that may result from these services, and provided that those employees do not otherwise sell, solicit, or negotiate insurance~~].

Section 14. KRS 304.9-100 is amended to read as follows:

(1) The purpose of a license issued under this subtitle to an ***insurance producer***[~~agent, or solicitor~~] is to authorize and enable the licensee actively and in good faith to engage in the business of insurance with respect to the general public, and to facilitate the public supervision of such activities in the public interest; and not for the purpose of enabling the licensee to receive a rebate of premium in the form of "commission" or other compensation upon his own interest or upon those of other persons with whom he is closely associated in capacities other than as an insurance ***producer***[~~agent, or solicitor~~].

(2) The commissioner shall not grant, renew, continue***,*** or permit to exist any license ***of an insurance producer***[~~as agent, or~~

~~solicitor~~] as to any applicant therefor or licensee thereunder if he finds that the license has been or is being or will probably be used by the applicant or licensee principally for the purpose of writing "controlled business," that is:

(a) Insurance on his own interest or those of his family or of his employer; or

(b) Insurance or annuity contracts covering himself or members of his family, or the officers, directors, stockholders, partners, employees***,*** or debtors of a partnership, association, or corporation of which he or a member of his family is an officer, director, stockholder, partner, associate, or employee.

(3) Such a license shall be deemed to have been, or intended to be, used principally for the purpose of writing controlled business if the commissioner finds that during any twelve (12) months' period the aggregate premiums accruing or to accrue from[~~ such~~] controlled business have exceeded or probably will exceed the aggregate premiums accruing or to accrue on other business written or probably to be written by ***the***[~~such~~] applicant or licensee during the same period.

(4) This section shall not apply as to:

(a) Insurance of the interest of a motor vehicle sales or financing agent in a motor vehicle sold or financed by it***;***[~~.~~]

(b) Insurance of the interest of real property mortgagee in the mortgaged property, except title insurance***;***[~~.~~]

(c) ***Limited line credit insurance; and***

(d) ***Rental vehicle insurance***[~~Credit life, credit health, credit personal property and credit unemployment insurance~~].

Section 15. KRS 304.9-105 is amended to read as follows:

An individual applying for an agent license shall make application to the commissioner on the uniform ***individual*** application ***or other application prescribed by the commissioner*** and declare under penalty of refusal, suspension, or revocation of the license that the statements made in the application are true, correct, and complete to the best of the individual's knowledge and belief. Before approving the application, the commissioner shall find that the applicant:

(1) Is at least eighteen (18) years of age;

(2) Has fulfilled the residence requirements as set forth in KRS 304.9-120 ***or is a nonresident who is not eligible to be issued a license in accordance with Section 18 of this Act***;

(3) Has not committed any act that is a ground for denial, suspension, or revocation set forth in KRS 304.9-440;

(4) Is trustworthy, reliable, and of good reputation, evidence of which shall be ***determined through an investigation by the commissioner***[~~submitted on behalf of the applicant in the form of:~~

~~(a) A certificate by the insurer or agent by which or whom the applicant is to be appointed or employed, subject to the issuance of the license, stating that the insurer has either made, or caused to be made by responsible investigators, an investigation into the trustworthiness, reliability, and good reputation of the applicant together with a brief synopsis of the findings resulting therefrom; or~~

~~(b) Three (3) letters of recommendation attesting to the trustworthiness, reliability, and good reputation of the person written on his or her behalf by persons not related to him or her by blood or marriage and one (1) of whom shall be a licensed resident insurance agent, which letters shall also state the extent of familiarity, both as to length of time and degree of knowledge, possessed by the writer with regard to both personal and business conduct of the person~~];

(5) Is competent to exercise the license and has:

(a) Successfully attained a general educational level equivalent to that required for graduation from an accredited high school in this state;

(b) Except for limited lines licenses, completed a forty (40) hour prelicensing classroom course of study for the lines of authority for which the individual has applied. The commissioner shall promulgate administrative regulations to carry out the purpose of this section;

(c) Except for limited line licenses, successfully passed the examinations required by the commissioner for the lines of authority for which the individual has applied; and

(d) Paid the fees set forth in KRS 304.4-010; ***and***

(6) Is financially responsible to exercise the license and has:

(a) 1. Filed with the commissioner the certificate of an insurer authorized to write legal liability insurance in this state, that the insurer has and will keep in effect on behalf of the person a policy of insurance covering the legal liability of the licensed person as the result of erroneous acts or failure to act in his or her capacity as an insurance agent, and enuring to the benefit of any aggrieved party as the result of any single occurrence in the sum of not less than ***twenty thousand dollars ($20,000)***[~~ten thousand dollars ($10,000)~~] and ***one hundred thousand dollars ($100,000)***[~~fifty thousand dollars ($50,000)~~] in the aggregate for all occurrences within one (1) year, and that the policy shall not be terminated unless at least thirty (30) days' prior written notice will have been given to the commissioner; or

2. Deposited with the commissioner cash, or a cash surety bond executed by an insurer authorized to write business in this Commonwealth, in the sum of ***twenty thousand dollars ($20,000)***[~~ten thousand dollars ($10,000)~~], which shall be subject to lawful levy of execution by any party to whom the licensee has been

found to be legally liable as the result of erroneous acts or failure to act in his or her capacity as an agent; or

3. [~~Had~~]Filed with the commissioner on his or her behalf, by an authorized insurer or group of affiliated insurers for which he or she is or is to become an exclusive agent, an agreement whereby the insurer or group of affiliated insurers agrees to assume responsibility, to the benefit of any aggrieved party, for legal liability of the licensed person as the result of erroneous acts or failure to act in his or her capacity as an insurance agent on behalf of the insurer or group of affiliated insurers in the sum of ***twenty thousand dollars ($20,000)***[~~ten thousand dollars ($10,000)~~] for any single occurrence and that the agreement shall not be terminated until the license is surrendered to the commissioner or at least thirty (30) days' prior written notice will have been given to the commissioner, whichever shall first occur; and

(b) Agreed with the commissioner that if at any time notice is given to the commissioner that any policy filed in accordance with paragraph (a)1. of this subsection, or agreement filed in accordance with paragraph (a)3. of this subsection, is to be terminated and has not been replaced by another policy or agreement within the time established by regulations of the commissioner, or if any deposit in accordance with paragraph (a)2. of this subsection be reduced through levy of execution and not replaced by any necessary additional deposit within the time established by regulations of the commissioner, any and all licenses held by the licensee are revoked and shall be promptly surrendered to the commissioner without demand[~~; and~~

~~(7) To whom an agent's license has been or is to be issued, is the duly appointed agent of an authorized insurer, subject to issuance of the license~~].

The commissioner may require additional information or submissions ***from applicants***[~~for resident applications~~] and may obtain any documents or information reasonably necessary to verify the information contained in an application.

Section 16. KRS 304.9-130 is amended to read as follows:

(1) A business entity acting as an agent is required to obtain an agent license. Application shall be made using the uniform business entity application or other application prescribed by the commissioner. Before approving the application ***of a business entity as a resident or as a nonresident which is not eligible to be issued a license in accordance with Section 18 of this Act***, the commissioner shall find that:

(a) The business entity has paid the fees set forth in KRS 304.4-010;

(b) Each officer, director, and member of the business entity who is acting as an agent has obtained an agent's license;

(c) The business entity has disclosed to the insurance department the identity of all officers and directors and whether or not they are licensed as agents; and

(d) The business entity has designated a licensed agent responsible for the business entity's compliance with the insurance laws and regulations of this state.

(2) ***Within thirty (30) days of the change,*** the licensee shall[~~ promptly~~] notify the commissioner of all changes among its members, directors, officers, and other individuals designated in or registered as to the license.

(3) Each agent authorized to act for the business entity shall be ***designated***[~~named in or registered~~] with the commissioner as to the license ***in accordance with Section 24 of this Act***[~~and shall qualify as though an individual licensee~~].

(4) The commissioner may ***require additional information or submissions from applicants and may*** obtain any documents or information reasonably necessary to verify the information contained in an application.

Section 17. KRS 304.9-135 is amended to read as follows:

(1) As used in this section:

(a) "Financial institution" means a bank or bank holding company as defined in the Bank Holding Company Act of 1956, as amended, 12 U.S.C. sec. 1841, a savings bank, savings and loan association, trust company, or any depository institution as defined by the Federal Deposit Insurance Act in 12 U.S.C. sec. 1813(c)(1), and any other individual, corporation, partnership, or association authorized to take deposits and make loans in the Commonwealth, and any affiliate or subsidiary of any of the above;

(b) "Insurance agency activities" means any activity relating to insurance[~~ other than credit life insurance, credit health insurance, forced placed or voluntary credit property, credit involuntary unemployment insurance, or insurance of the interest of a real property mortgagee in mortgaged property,~~] other than title insurance, for which a license as agent, ***reinsurance intermediary broker or manager, specialty credit producer or managing employee, surplus lines***[~~solicitor,~~] broker, or consultant is required under this chapter; and

(c) "Insurance information" means any information ***concerning premiums, terms, and conditions of insurance coverage, including expiration dates and rates, and claims maintained in the records of the financial institution or affiliate***[~~provided by a consumer in order to obtain insurance~~].

(2) A financial institution authorized by law to engage in insurance agency activities in this state shall, in addition to any other applicable requirements, comply with the following requirements:

(a) The financial institution or officer, agent, representative, or employee thereof shall qualify for licensure under all applicable provisions of this chapter and abide by all applicable provisions of this chapter and applicable administrative regulations;

(b) A financial institution shall provide a written statement ***to a***[~~, signed or initialed by the~~] consumer ***regarding the consumer's free choice of agent and insurer according to Section 46 of this Act, when the consumer's application for a loan or other extension of credit from the financial institution is pending and when insurance is offered to the consumer, sold to the consumer, or required in connection with the loan or extension of credit by the financial institution or affiliate***[~~, to evidence compliance with KRS 304.12-150~~];

(c) ***A financial institution shall not release a consumer's insurance information to any person or entity for the solicitation or selling of insurance, other than an officer, director, employee, agent, or affiliate of a financial institution, without prior disclosure to the consumer and the opportunity for the consumer to prevent the disclosure;***[~~If the consumer voluntarily discloses or authorizes, in a written statement that is signed or initialed by the consumer, the disclosure of insurance information about the consumer to any person, the statement shall be an acknowledgment that the disclosure is not to the detriment of the consumer; and~~]

(d) ***A financial institution shall not release or use health information obtained from the insurance records of a consumer for any purpose, other than activities of a licensed agent, administrator, reinsurance intermediary broker or manager, specialty credit producer or managing employee, surplus lines broker, or consultant, without the written consent of the consumer;***

(e) A financial institution licensed by the department to engage in insurance agency activities shall:

1. Not violate the anti-tying provisions of the Bank Holding Company Act, 12 U.S.C. secs. 1971 et seq., in effect as of December 31, 1997; and
2. Notify the department in writing within ten (10) days of any final judgment or any final administrative action, by a federal agency authorized to enforce the anti-tying provision, that finds that the financial institution or any of its employees committed a violation of the Bank Holding Company Act. Any such final and unappealable judgment or final and unappealable administrative action shall be deemed a violation of this chapter;

(f)[~~(e)~~] Prior to the sale of any policy of insurance to a consumer, a financial institution shall***, when practicable,*** provide to the consumer a written statement[~~, signed or initialed by the consumer,~~] that:

1. The insurance offered by the financial institution is not a deposit;
2. The insurance offered by the financial institution is not insured by the Federal Deposit Insurance Corporation or other government agency that insures deposits;
3. The insurance offered by the financial institution is not guaranteed by the financial institution ***or any affiliate***;
4. The insurance ***may involve investment risk, including potential loss of principal***[~~is optional or, if required, may be purchased from any insurance agent or insurer selected by the consumer if that agent or insurer provides the same or equivalent coverage; and~~

~~5. By not purchasing the insurance if it is optional, or by purchasing the insurance from another insurance agent or insurer if the insurance is required, will not in any way affect current or future credit decisions~~]; and

(g)[~~(f)~~] The commissioner shall promulgate administrative regulations in accordance with KRS Chapter 13A that specify the disclosure forms required by subsections (b), (c), and ***(f)***[~~(e)~~] of this section.

(3) An officer or employee of a financial institution shall not directly or indirectly delay or impede the completion of a loan transaction or any other transaction with a financial institution for the purpose of influencing a consumer's selection or purchase of any insurance.

(4) ***A financial institution shall not use any advertisement or promotional material causing a reasonable person to mistakenly believe that:***

(a) The federal government or any state guarantees the insurance sales activities of financial institutions or guarantees the credit of the financial institution;

(b) Any state or federal government guarantees any return on insurance products or is a source of payment on any insurance product sold by the financial institution[~~An employee of a financial institution may receive compensation for the referral of a consumer, who seeks information about or wishes to purchase any insurance product, to a licensed person or for the provision of the telephone number of a licensed person who sells or provides information on the product only if:~~

~~(a) The employee receives the referral fee regardless of whether insurance coverage is sold;~~

~~(b) The referral compensation is a fixed amount;~~

~~(c) The referral compensation is a portion of a financial institution's program offering referral fees for other noninsurance products or services marketed by the financial institution; and~~

~~(d) The referral compensation is paid by the financial institution~~].

(5) ***A financial institution shall use separate documentation for all credit and insurance transactions when a consumer obtains insurance and credit, other than credit insurance, from a financial institution or any individual or business entity soliciting or selling insurance on the premises of a financial institution.***

(6) A financial institution shall not include an expense of insurance premiums in a credit transaction when a consumer obtains insurance and credit, other than credit insurance, from a financial institution or any individual or business entity soliciting or selling insurance on the premises of a financial institution, without the written consent of the consumer.

(7) A financial institution shall maintain separate and distinct books and records relating to insurance transactions conducted through the financial institution, including files relating to consumer complaints. The books, records, and files shall be made available to the commissioner for inspection in accordance with Section 2 of this Act~~[All financial institutions not insured by the Federal Deposit Insurance Corporation or other government agency that insures deposits are not required to comply with subsection (2)(e) of this section]~~.

Section 18. KRS 304.9-140 is amended to read as follows:

(1) Unless denied a license in accordance with ***Section 36 of this Act***~~[this subtitle]~~, a nonresident individual or business entity shall receive ***the applicable insurance producer***~~[an agent]~~ license if:

(a) The applicant is currently licensed ***as a resident*** and in good standing in his or her home state;

(b) The applicant has submitted the proper request for license and has paid the fees required by KRS 304.4-010 and administrative regulations;

(c) The applicant has submitted or transmitted to the commissioner the application for a license that the applicant submitted to his or her home state or a completed uniform ***individual*** application or uniform business entity application; ***and***

(d)~~[The applicant has complied with his or her home state's continuing education requirements;~~

~~(e)]~~ The applicant's home state awards nonresident licenses to residents of this state on the same basis~~[; and~~

~~(f) The applicant has complied with any other applicable legal requirements]~~.

(2) The commissioner may verify the applicant's license status through the database maintained by the National Association of Insurance Commissioners, its affiliates, or subsidiaries.

(3) A nonresident licensee who changes his or her home state to a state other than Kentucky shall file a change of address and provide certification from the new home state within thirty (30) days of the change of home state. No fee or license application is required.

(4) Notwithstanding any other provisions of this chapter, on or after July 1, 2002, an individual licensed as a surplus lines broker in his or her home state shall receive a nonresident surplus lines broker license by meeting the requirements of subsection (1) of this section. Except as to subsection (1) of this section, nothing in this section otherwise amends or supersedes any provision of Subtitle 10 of this chapter.

(5) Notwithstanding any other provision of this subtitle, an individual licensed as a limited lines agent in his or her home state shall receive a nonresident limited lines agent license in accordance with subsection (1) of this section, granting the same scope of authority as granted under the license issued by the agent's home state.

(6) The commissioner shall waive any requirements for a nonresident license applicant with a valid license from his or her home state, except the requirements imposed by subsection (1) of this section, if the applicant's home state awards nonresident licenses to residents of Kentucky on the same basis.

(7) As a condition to or in connection with the continuation of an insurance producer license issued under this section, the licensee must maintain the applicable license in his or her home state. The insurance producer license issued under this section shall terminate and be surrendered to the commissioner if and when the licensee's applicable home state license terminates for any reason.

Section 19. KRS 304.9-150 is amended to read as follows:

(1) Application for a ***license issued under this subtitle, surplus lines broker license, viatical settlement broker license, or viatical settlement provider***~~[consultant]~~ license shall be made by the applicant. Applications under this subsection shall be ***certified as true under penalty of perjury***~~[signed and sworn to]~~ by the applicant~~[before a notary public or other person authorized by law to take acknowledgments of deeds]~~.

(2) The form of application shall require full answers to any questions as may be reasonably necessary to determine the applicant's identity, residence, personal history, business record, financial responsibility, experience in insurance, purpose for which the license is to be used, and other facts as required by the commissioner to determine whether the applicant meets the applicable qualifications for the license applied for.

(3) The application shall state the kinds of insurance ***and any applicable lines of authority*** proposed to be transacted.

(4) The application shall also show whether the applicant was ever ***convicted of or is currently charged with committing a crime; whether the applicant was ever involved in an administrative proceeding regarding any professional or occupational license; whether the applicant has a history of not being financially responsible; whether the applicant***

has any delinquent tax obligation that is not the subject of a repayment agreement; whether the applicant is currently charged with or has ever been found liable of fraud, misappropriation, conversion of funds, misrepresentation, or breach of fiduciary duty; whether the applicant has child support obligations in arrearage or is subject to a child support related subpoena or warrant[~~previously licensed to transact any kind of insurance in this state or elsewhere; whether any license was ever refused, suspended, revoked, or renewal or continuance denied; whether any insurer, general agent, agent, claims applicant is indebted to it, and if so, the details thereof~~]; and whether ***the*** applicant has ever had ***a business relationship with an insurer terminated for any alleged misconduct***[~~an agency contract canceled~~], and the facts thereof.

(5) ***The commissioner may require additional information or submissions from applicants and may obtain any documents or information reasonably necessary to verify the information contained in an application.***

(6) All applications shall be accompanied by the applicable license fee and examination fee, in the respective amounts stated in KRS 304.4-010.

(7)[~~(6)~~] No applicant for ***any*** license[~~ under this subtitle~~] shall willfully misrepresent or withhold any fact or information called for in the application form or in connection therewith.

Section 20. KRS 304.9-170 is amended to read as follows:

No prelicensing education or[~~KRS 304.9-160 shall not apply and no~~] examination shall be required of:

(1) ***(a) An individual licensee who allows his or her license to lapse if the license renewal fee is paid within twelve (12) months from the due date of the license renewal fee. However, a penalty in the amount of double the unpaid renewal fee shall be imposed. The department shall issue a license with the same lines of authority as the lapsed license.***

(b) Any applicant for license covering any line of authority to which the applicant was licensed under a similar license in Kentucky, other than a temporary license, within the ***twelve (12)***[~~twenty-four (24)~~] months next preceding date of application***. The applicant is not eligible for this exemption if***[~~, unless~~] the previous license was revoked or suspended by the commissioner for reasons other than failure to maintain financial responsibility or ***to meet***[~~meeting~~] continuing education requirements as required by KRS 304.9-105 and 304.9-295.

(2) An individual who applies for an ***insurance producer***[~~agent~~] license in Kentucky who was previously licensed for the same lines of authority in another state shall not be required to complete any prelicensing education or examination. This exemption is only available if the applicant is currently licensed in the other state or if the application is received within ninety (90) days of the cancellation of the applicant's previous license and if the prior state issues a certification that, at the time of cancellation, the applicant was in good standing in that state or the state's database records, maintained by the National Association of Insurance Commissioners, its affiliates, or subsidiaries, indicate that the ***insurance producer***[~~agent~~] is or was licensed in good standing for the line of authority requested.

(3) An individual licensed as an ***insurance producer***[~~agent~~] in another state within the last twelve (12) months who moves to Kentucky shall make application within ninety (90) days of establishing legal residence to become a resident licensee ***in accordance with Section 15 of this Act***. No prelicensing education or examination shall be required of that applicant to obtain a license for any line of authority previously held in the prior home state except where the commissioner determines otherwise by administrative regulation.

(4) An applicant for an ***insurance producer's***[~~agent's~~] license who is currently licensed ***in Kentucky*** as[~~ a solicitor or as~~] a consultant as to the same line of authority, or has been so licensed within twelve (12) months next preceding the date of application for the license, unless the previous license was revoked or suspended or continuation thereof refused by the commissioner for reasons other than failure to maintain financial responsibility as required by KRS 304.9-330.

(5) Any applicant for license covering the same line of authority as to which that applicant shall have held a valid license issued in accordance with this subtitle or other applicable Kentucky law which was surrendered, in accordance with KRS 304.2-080 or other applicable law, in order to accept employment with the Department of Insurance, provided, however, that the applicant shall apply for relicensing within ***twelve (12) months***[~~one (1) year~~] of the date of termination of his or her employment with the Department of Insurance.

Section 21. KRS 304.9-200 is amended to read as follows:

(1)[~~ An agent license shall remain in effect unless terminated, canceled, expired, revoked, or suspended as long as the fees set forth in KRS 304.4-010 and all administrative regulations promulgated thereunder are paid and any applicable continuing education requirements for individual agents are met by the due date.~~

~~(2) An individual agent who allows his or her license to lapse may, within twelve (12) months from the due date of the renewal fee, reinstate the same license without the necessity of passing a written examination. However, a penalty may be imposed as provided in KRS 304.99-020.~~

~~(3) A licensed agent who is unable to comply with license renewal procedures due to military service, a long-term medical disability, or some other extenuating circumstance may request a waiver of those procedures. The agent may also request a waiver of any examination requirement or any other fine or sanction imposed for failure to comply with renewal procedures.~~

~~(4)~~] The license ***issued under this subtitle or to a surplus lines broker, viatical settlement broker, or viatical settlement provider*** shall contain the licensee's name, ***city and state of principal place of business*** address, personal identification number, and the date of issuance, the lines of authority, and any other information the commissioner deems necessary.

(2)[~~(5)~~] ***The licensee***[~~Licensees~~] shall inform the commissioner in writing in a format acceptable to the commissioner of a change of address or change of ***legal*** name within thirty (30) days of the change.

(3)[~~(6)~~] After completion of application for a license, ***completion of any prelicensing education required under this chapter, payment of applicable fees,*** and the taking and passing of any examination required under this ***chapter***[~~subtitle~~], the commissioner shall promptly consider the ***application***[~~same~~]. If the commissioner finds that the applicant has fully met the requirements for licensure, the commissioner shall promptly issue the license to the applicant; otherwise, the commissioner shall refuse to issue the license and promptly notify the applicant[~~ and the appointing insurer or agent~~] of the refusal, stating the grounds thereof.

(4)[~~(7)~~] If a license is refused, the commissioner shall promptly refund ***any***[~~the~~] appointment fee tendered with the license application. All other fees for application for ***license or examination***[~~agent, consultant, or adjuster licenses~~] shall be deemed earned when paid and shall not be refundable.

(5) In order to assist in the performance of the commissioner's duties, the commissioner may contract with nongovernmental entities, including the National Association of Insurance Commissioners or its affiliate or subsidiary to perform ministerial functions, including the collection of fees or data related to licensing.

Section 22. KRS 304.9-210 is amended to read as follows:

(1) The license of an agent shall not specify the name of any particular insurer by which the licensee is appointed as agent and the licensee may represent as an agent under the one (1) license as many insurers as may appoint the agent in accordance with this subtitle.

(2) The license of a consultant shall show whether the license is for a "***property and casualty***[~~general lines~~] consultant" or a "life ***and health*** consultant."

Section 23. KRS 304.9-230 is amended to read as follows:

(1) The commissioner may issue, in accordance with KRS 304.9-080, an agent's license with the line of authority limited as follows:

(a) To ***surety***[~~motor vehicle physical damage~~] insurance only;

(b) To ***travel***[~~common carrier~~] insurance, incidental to the transportation of persons or to the storage or transportation of property only, and solicited or sold by persons representing common carriers in the course of that representation;

(c) To limited line credit insurance only;

(d) To crop-hail insurance only; ***and***

(e)[~~ To mechanical breakdown insurance only; and~~

~~(f)~~] To other limited line insurance only, as specified by the commissioner through the promulgation of administrative regulations.

(2) The commissioner shall promulgate administrative regulations to establish the requirements for prelicensing courses of instruction and examination for each limited lines license.

(3) On and after the effective date of this Act, the commissioner shall not issue an agent license with a limited line of authority for motor vehicle physical damage or for mechanical breakdown insurance. However, an agent license with a limited line of authority for motor vehicle physical damage or for mechanical breakdown insurance in effect on the effective date of this Act, shall continue in effect until surrendered or otherwise terminated in accordance with this subtitle.

SECTION 24. A NEW SECTION OF SUBTITLE 9 OF KRS CHAPTER 304 IS CREATED TO READ AS FOLLOWS:

(1) A business entity issued a license in accordance with this subtitle, or issued a viatical settlement broker or viatical settlement provider license shall designate only individuals to act under the business entity license.

(2) Each designated individual shall:

(a) Hold the same kind of license as the business entity; and

(b) If the business entity license has lines of authority, have one (1) or more of the same lines of authority.

(3) The licensed business entity shall file with the commissioner:

(a) Notice of the designation of an individual within thirty (30) days of the designation; and

(b) Notice of termination of designation of an individual within thirty (30) days of the termination of designation.

(4) (a) On or before January 31 of each year, each licensed business entity shall file with the commissioner an annual report of all designated individuals whose designations were not terminated on or prior to December 31 of the preceding calendar year.

(b) The report shall include each individual licensee's name, identification number, and lines of authority the individual is designated to exercise on behalf of the business entity.

(5) The notice and report shall be on a form or in a format prescribed by the commissioner.

(6) A licensed business entity shall exercise the license only through a designated individual licensee.

(7) An insurer that has appointed the business entity licensee shall be responsible for the acts of each designated individual performed under the business entity's license as if the insurer had appointed the individual licensee.

Section 25. KRS 304.9-260 is amended to read as follows:

(1) Each~~[consultant, adjuster, and surplus lines broker]~~ license issued under this ***subtitle, surplus lines broker license, viatical settlement broker license, and viatical settlement provider license***~~[code]~~ shall continue in force until expired, suspended, revoked, or otherwise terminated, but subject to payment ***biennially*** to the commissioner at his or her office in Frankfort on or before ***the due date***~~[March 31]~~ of the applicable ***renewal***~~[continuation]~~ fee***, if any,*** for ***the***~~[any appointment, or]~~ license~~[in the case of a limited license, not terminated on or prior to December 31 of the preceding calendar year]~~ as stated in KRS 304.4-010, accompanied by ***a***~~[written]~~ request for ***renewal***~~[continuation]~~. ***An individual resident agent shall confirm that the licensee is in compliance with the applicable financial responsibility requirements of Section 15 of this Act. Beginning January 1, 2003***, request for ***renewal***~~[continuation]~~ shall be ***on a form or in a format prescribed by the commissioner and*** made as follows:

(a) ***At least thirty (30) days before the renewal request and fees are due from the licensee, the department shall distribute to each respective licensee a list of his or her licenses to be renewed during that calendar year. With the licensee's written consent, an insurer or the licensee's employer may request that the department send the renewal list to the insurer or to the employer. The department may distribute the renewal list to the requesting insurer or employer instead of to the licensee;***

(b) An individual licensee whose birth date is in an even-numbered year shall submit the renewal request, any required confirmation of financial responsibility, and fees to the commissioner by the last day of the licensee's birth month in the next even-numbered year after the date the license is issued, and each subsequent even-numbered year thereafter;

(c) An individual licensee whose birth date is in an odd-numbered year shall submit the renewal request, any required confirmation of financial responsibility, and fees to the commissioner by the last day of the licensee's birth month in the next odd-numbered year after the date the license is issued, and each subsequent odd-numbered year thereafter;

(d) A business entity that is issued a license in an even-numbered year shall submit the renewal request and fees to the commissioner by March 31 of the next even-numbered year, and each subsequent even-numbered year thereafter; and

(e) A business entity that is issued a license in an odd-numbered year shall submit the renewal request and fees to the commissioner by March 31 of the next odd-numbered year, and each subsequent odd-numbered year thereafter~~[As to adjuster and surplus lines broker licenses, request made and signed by the licensee.~~

~~(b) As to limited licenses issued under KRS 304.9-230, request made and signed by the insurer so represented]~~.

(2) ~~[Biennially, before January 31, the department shall distribute to each respective licensee, employer, and insurer a listing of the names and addresses of that person's licensees referred to in subsection (1) whose appointments were in effect during the preceding calendar year and who were not terminated on or prior to December 31 of that calendar year. Any appointment or license not expressly terminated shall continue in effect as to the kinds of insurance or classifications for which the respective licensees are currently appointed and subject to payment of the fees specified under KRS 304.4-010. On or before March 31, each licensee, employer, or insurer shall submit the continuation of appointment fee, as specified in KRS 304.4-010, for each appointment or license not terminated on or prior to December 31 of the preceding calendar year.]~~Any license referred to in subsection (1) of this section ***for***~~[as to]~~ which ***the*** request for ***renewal, any required confirmation of financial responsibility,***~~[continuation]~~ and fee are not~~[so]~~ received by the commissioner shall be deemed to have expired at midnight on ***the last day of the birth month for individuals and on*** March 31 ***for business entities***; except that any request and fees received by the commissioner ***within ninety (90) days after the expiration date***~~[after March 31 and prior to the next following June 30]~~ may be accepted and ***the license may be reissued effective the date of receipt***~~[effectuated]~~ by the commissioner, in his or her discretion, if accompanied by a penalty as provided in Subtitle 99 of this chapter.

(3) ***A licensee who is unable to comply with license renewal procedures due to military service, long-term medical disability, or some other extenuating circumstance may make a written request for a waiver of those procedures. The licensee may also make a written request for a waiver of any examination requirement, fine, or other sanction imposed for failure to comply with these renewal procedures***~~[The license of an agent shall continue in force as long as there is in effect as to the licensee, as shown by the commissioner's records, an appointment or appointments as agent of authorized insurers covering collectively all of the lines of authority included in the agent's license. Upon termination of all of the licensee's appointments as to a particular line of authority and failure to replace an appointment within sixty (60) days thereafter, the license shall expire and terminate as to the line of authority and the licensee shall promptly deliver his or her license to the commissioner for reissuance, without fee or charge, as to the line of authority, if any, covered by the licensee's remaining agency appointments. Upon termination of all of the licensee's appointments and failure to obtain a~~

~~new appointment within sixty (60) days, the license shall terminate and be surrendered to the commissioner]~~.

(4) As a condition to or in connection with the continuation of any ***insurance producer***~~[agent or consultant]~~ license, the commissioner may require the licensee to file with him or her information relative to use made of the license during the next preceding calendar year and especially as to whether the license has been used principally for the writing of controlled business, as defined in KRS 304.9-100.

(5) As a condition to or in connection with the continuation of any~~[agent]~~ license, the commissioner shall require continuous demonstration of ***any*** financial responsibility ***required for issuance of the license***~~[as required by KRS 304.9-105(6)]~~, and any license shall terminate and be surrendered to the commissioner~~[, as provided therein,]~~ if and when the demonstration becomes impaired~~[whether or not valid appointments under the license are then existent]~~.

(6) Except as to the provisions of subsection (5) hereof, This section does not apply to temporary licenses issued under KRS 304.9-300.

Section 26. KRS 304.9-270 is amended to read as follows:

(1) Each insurer appointing an agent***, including rental vehicle agent, rental vehicle managing employee, specialty credit producer, and specialty credit managing employee,*** in this state shall obtain approval of the appointment from the commissioner by filing with the commissioner the notice of appointment~~[in writing]~~, specifying the ***lines of authority***~~[kinds of insurance or classifications]~~ thereof to be transacted by the agent for the insurer, and submit~~[the license fee with the license application and]~~ the appointment fee~~[with every appointment, or license fee in the case of limited licenses]~~, as specified in KRS 304.4-010.

(2) No agent shall claim to be an agent or representative of, or in any way imply a contractual relationship with, a particular insurer, or place applications for insurance with an insurer unless the agent becomes an appointed agent of the insurer and the agent's appointment has been approved by the commissioner.

(3) An agent may act as a representative of and place insurance with an insurer without first obtaining approval of the appointment by the commissioner for a period of thirty (30) days from the date the first insurance application is executed by the agent subject to the following criteria:

(a) The agent has filed with the commissioner, and thereafter kept in force, evidence of financial responsibility in the sum of not less than one million dollars ($1,000,000) per occurrence, and the sum of two million dollars ($2,000,000) in the aggregate, for all occurrences within one (1) year, either in the form of an errors and omissions insurance policy issued by an authorized insurer, a bond issued by an authorized corporate surety, a deposit, or any combination of these evidences of financial responsibility. Such a policy, bond, deposit, or combination shall not be terminated unless at least thirty (30) days' prior written notice is given to the licensee and the commissioner***; and***~~[.]~~

(b) If the agent does not receive from the insurer acknowledgment that the agent's appointment has been approved by the commissioner within thirty (30) days from the date the first insurance application is executed, the agent shall immediately discontinue acting as an agent on behalf of the insurer until acknowledgment is received.

(4) (a) The insurer shall, no later than forty-five (45) days from the date the agency contract is executed or the first insurance application is submitted by an agent, whichever is earlier, file with the commissioner a written notice of appointment on a form prescribed by the commissioner.

(b) If there is no executed agency contract, the insurer shall also mail to the agent, within the same forty-five (45) day period specified in paragraph (a) of this subsection, a copy of the notice of appointment form filed with the commissioner.

(5) Within fifteen (15) days of receipt of the notice of appointment, the commissioner shall determine and notify the insurer whether the agent is eligible for appointment. If the agent's license is in good standing and no other grounds exist to deny the appointment, the commissioner shall approve the appointment.

(6) Subject to ***renewal***~~[continuation]~~ by the insurer as provided in subsection ***(7)***~~[(4)]~~ of this section, each appointment shall remain in effect until the ***earliest of the following:***

(a) The commissioner revokes or otherwise terminates the insurance producer's license;

(b) The commissioner suspends, revokes, or otherwise terminates the appointment; or

(c) ~~[agent's license is revoked or otherwise terminated, unless]~~The insurer~~[earlier]~~ terminates the appointment as provided in KRS 304.9-280.

(7) Biennially, before January 31, the department shall distribute to each insurer a listing of the names and ***individual identification numbers***~~[addresses]~~ of that insurer's agents whose ***appointments***~~[appointment, or licenses in the case of limited licenses,]~~ were in effect during the preceding calendar year and who were not terminated on or prior to December 31 of that calendar year. Any appointment~~[or license]~~ not expressly terminated shall remain in effect as to the ***lines of authority***~~[kinds of insurance or classifications]~~ thereof for which the respective agents are currently appointed, and subject to the fees specified under KRS 304.4-010. On or before March 31, each insurer shall submit the ***renewal***~~[continuation]~~ of appointment fee~~[, or license fee in the case of limited licenses,]~~ as specified in KRS 304.4-010, for each appointment not terminated on or prior to December 31 of the preceding calendar year.~~[Any appointment or license not expressly~~

~~terminated shall continue, unless otherwise terminated, canceled, suspended, or revoked by the Department of Insurance.~~]

(8) Any appointment as to which the request for renewal and fees are not received by the commissioner by March 31 shall be deemed to have expired at midnight on March 31. Any appointment renewal request and fees received by the commissioner after March 31 and prior to the next following June 30 may be accepted by the commissioner, in his or her discretion, and the expired appointment may be reinstated as of March 31 if the late request and fees are accompanied by a penalty as provided in Section 54 of this Act.

Section 27. KRS 304.9-295 is amended to read as follows:

(1) This section shall apply to individuals ***who hold licenses or lines of authority requiring continuing education***[~~licensed as agents~~].

(2) This section shall not apply to:

- (a) [~~Licensees holding~~]Limited lines of authority ***under agent*** licenses, as exempted by the commissioner in accordance with KRS 304.9-230;
- (b) Licensees not licensed for one (1) full year prior to the end of ***the applicable***[~~a~~] continuing education biennium[~~as described in subsection (3) of this section~~];
- (c) Licensees holding nonresident licenses who have met the continuing education requirements of their home state and whose home state gives credit to Kentucky resident ***licensees***[~~agents~~] on the same basis; or
- (d) Licensees maintaining their licenses for the sole purpose of receiving renewals or deferred commissions and providing the department with a supporting affidavit.

(3) ***A licensee, who holds an agent license and who is***[~~The licensees specified in subsection (1) of this section and~~] not exempt under subsection (2) of this section[~~who hold a license~~], shall satisfactorily complete a minimum of twenty-four (24) hours of continuing education courses, of which twelve (12) shall be classroom hours, during each continuing education biennium. A continuing education biennium shall begin on July 1 and end on June 30 two (2) years later.

(4) Only continuing education courses approved by the commissioner shall be used to satisfy the continuing education requirement of subsection (3) of this section ***and any other continuing education requirement of this chapter***.

- (a) The continuing education courses which meet the commissioner's standards for continuing education requirements are:
  1. Any part of the Life Underwriter Training Council life course curriculum;
  2. Any part of the Life Underwriter Training Council health course curriculum;
  3. Any part of the American College Chartered Life Underwriter diploma curriculum;
  4. Any part of the American Institute for Property and Liability Underwriters' chartered property and casualty underwriter profession designation program;
  5. Any part of the Insurance Institute of America's programs;
  6. Any part of the certified insurance counselor program;
  7. Any insurance related course taught at an accredited college or university, if the course is approved by the commissioner;
  8. Any course of instruction or seminar developed or sponsored by any authorized insurer, recognized agent association, recognized insurance trade association, or any independent program of instruction, if approved by the commissioner;
  9. Any correspondence course approved by the commissioner; and
  10. Any course in accordance with provisions of reciprocal agreements the commissioner enters with other states.
- (b) The commissioner shall prescribe the number of hours of continuing education credit for each continuing education course approved in accordance with this subsection. Continuing education courses submitted in accordance with a reciprocal agreement shall be approved according to the provisions of the reciprocal agreement.
- (c) If a continuing education course requires successful completion of a written examination, no continuing education credit shall be given to licensees who do not successfully complete the written examination.
- (d) The fee for filing continuing education courses for approval by the commissioner shall be as specified in Subtitle 4 of KRS Chapter 304.
- (e) For continuing education courses of reciprocal states, continuing education providers shall be approved in accordance with the provisions of the reciprocal agreements.

(5) An individual teaching any approved continuing education course shall qualify for the same number of hours of continuing education credit as would be granted to a licensee taking and satisfactorily completing the course.

(6) Excess credit hours accumulated during any continuing education biennium may be carried forward. The commissioner may, by regulation, limit the number of hours carried forward.

(7) For good cause shown, the commissioner may grant an extension of time during which the continuing education requirement of subsection (3) of this section may be completed, but the extension of time shall not exceed two (2) years. What constitutes good cause for the extension of time rests within the discretion of the commissioner.

(8) Every licensee subject to this section shall furnish to the commissioner written certification as to the continuing education courses satisfactorily completed by the licensee. The certification shall be signed by or on behalf of the organization sponsoring the continuing education course. The certification shall be on a form prescribed by the commissioner.

(9) The license ***or line of authority requiring continuing education shall terminate if the individual holding the license or line of authority fails***[~~of any individual failing~~] to comply with the continuing education requirement[~~ of subsection (3) of this section~~] and[~~ who~~] has not been granted an extension of time to comply in accordance with subsection (7) of this section***. If the license has terminated, the license***[~~shall terminate and~~] shall be promptly surrendered to the commissioner without demand. ***If the line of authority has terminated but another line of authority not requiring continuing education is still in effect, the license shall be promptly delivered to the commissioner for reissuance as to the line of authority still in effect.***

(10) The license of any individual subject to the continuing education requirement shall be suspended or revoked, a civil penalty imposed, or both, in accordance with KRS 304.9-440 if the individual submits to the commissioner a false or fraudulent certificate of compliance with the continuing education requirement.

Section 28. KRS 304.9-330 is amended to read as follows:

(1) ***To the extent the Gramm-Leach-Bliley Act, 15 U.S.C. sec. 6751(f), provides that evidence of financial responsibility may be required for licensing,*** every applicant for license as a consultant shall file with the commissioner with his application for license, and shall maintain in effect while so licensed:

(a) The certificate of an insurer authorized to write legal liability insurance in this state, that ***the***[~~such~~] insurer has and will keep in effect on behalf of ***the consultant***[~~such a person~~] a policy of insurance covering the legal liability of ***the consultant***[~~such licensed person~~] as the result of erroneous acts or failure to act in his capacity as an insurance consultant, and inuring to the benefit of any aggrieved party as the result of any single[~~ such~~] occurrence in the sum of not less than ***twenty thousand dollars ($20,000)***[~~ten thousand dollars ($10,000)~~] and ***one hundred thousand dollars ($100,000)***[~~fifty thousand dollars ($50,000)~~] in the aggregate for all[~~ such~~] occurrences within one (1) year, and that ***the***[~~such~~] policy shall not be terminated unless at least thirty (30) days prior written notice will have been given to the commissioner; or

(b) A deposit with the commissioner of cash, or a cash surety bond executed by an insurer authorized to write ***this***[~~such~~] business in this Commonwealth, in the sum of ***twenty thousand dollars ($20,000)***[~~ten thousand dollars ($10,000)~~] which shall be subject to lawful levy of execution by any party to whom the ***consultant***[~~licensed person~~] has been found to be legally liable as the result of erroneous acts or failure to act in his capacity as a consultant.

(2) The bond shall indemnify any person damaged by any fraudulent or unlawful act or conduct of the licensee in transactions under the license, and shall likewise be conditioned upon faithful accounting and application of all moneys coming into the licensee's possession in connection with his activities as ***the***[~~such~~] licensee.

(3) The bond shall remain in force until released by the commissioner, or until canceled by the surety. Without prejudice to any liability previously incurred thereunder, the surety may cancel the bond upon thirty (30) days advance written notice to the licensee and the commissioner.

Section 29. KRS 304.9-370 is amended to read as follows:

(1) Application for and acceptance of a license ***issued under this subtitle or as a surplus lines broker***[~~as a consultant, agent, or adjuster~~] by a nonresident of Kentucky shall[~~ thereby~~] be deemed to constitute irrevocable appointment of the Secretary of State as the attorney of the licensee for the acceptance of service of process issued in this state in any action or proceeding against the licensee arising out of the licensing or out of transactions under the license.

(2) Service of process against any nonresident licensee may be made in any action by service upon the Secretary of State as provided in KRS 304.3-230.

Section 30. KRS 304.9-390 is amended to read as follows:

(1) Every ***individual and business entity issued a license with Kentucky as its home state***[~~agent referred to in subsection (1) of KRS 304.9-120~~] shall have and maintain in this state a place of business accessible to the public, and wherein the licensee principally conducts transactions under his or her license. ***This provision shall not be deemed to prohibit maintenance of this place of business in the office of an insurer, office of the employer, or in the residence of the licensee***[~~The address of the place shall appear upon the license. Nothing in this section shall prohibit maintenance of such a place in the licensee's residence in this state~~].

(2) The licenses of the licensee shall be conspicuously displayed in ***each of*** the ***places***[~~place~~] of business in a part customarily open to the public.

(3) The ***licensee***[~~agent~~] shall keep at his ***or her*** place of business complete records of transactions under ***the***[~~his~~] license.

(a) The records shall be kept available for inspection by the commissioner for a period of at least five (5) years after

completion of the respective transactions.

(b) For an insurance producer, the record shall show, as to each insurance policy or contract placed by or through the licensee, the names of the insurer and insured, the number and expiration date of, and premium payable as to, the policy or contract, and any other information as the commissioner may reasonably require.[~~ The record shall be kept available for inspection by the commissioner, for a period of at least five (5) years after completion of the respective transactions.~~]

Section 31. KRS 304.9-400 is amended to read as follows:

That portion of all premiums or moneys which an ***insurance producer***[~~agent~~] collects from an insured and which is to be paid to an insurer, its agents, its managing general agents or his or her principal because of the assumption of liability through the issuance of policies or contracts for insurance, shall be held by the ***insurance producer***[~~agent~~] in a fiduciary capacity and shall not be misappropriated or converted to his or her own use or illegally withheld by the ***insurance producer***[~~agent~~].

Section 32. KRS 304.9-410 is amended to read as follows:

(1) ***An agent with a line of authority for property, casualty, or limited line surety insurance***[~~A general lines agent~~] may:

(a) Occasionally place an insurance coverage with an insurer as to which he ***or she*** is not then appointed as an agent, and such insurer may accept such business only when placed through ***an appointed***[~~a licensed resident~~] agent[~~,~~] of the insurer. Both agents involved in ***this***[~~such an~~] exchange of business must be then licensed as to all of the kinds of insurance represented by the coverage; and

(b) Without limitation, place insurance coverage with an insurer as to which he is not then appointed as agent, and such insurer may accept such business only if placed through a licensed managing general agent.

(2) ***An agent with a line of authority for***[~~A~~] life or health insurance[~~ agent~~] may, occasionally, place with another insurer as to which he ***or she*** is not ***appointed***[~~licensed~~] as agent, a particular risk or portion thereof which has been rejected by the insurers as to which the agent is ***appointed***[~~licensed~~] or is known to the agent to be unacceptable to such insurers, and without then being ***appointed***[~~licensed~~] as to ***the***[~~such~~] other insurer.

(3) The commissioner shall, by regulation, establish the amount or volume of business that constitutes the occasional placement of business permitted by subsections (1) and (2) of this section. Such regulations may be based on a percentage or ratio of the agent's business or any other appropriate standard.

Section 33. KRS 304.9-425 is amended to read as follows:

(1) No insurer, financial institution, agent, surplus lines broker, adjuster, ***administrator, reinsurance intermediary broker or manager, rental vehicle agent or managing employee, specialty credit producer or managing employee, viatical settlement broker or provider,*** or consultant shall pay, directly or indirectly, any commission, brokerage, or other valuable consideration to any individual or business entity for services as an agent, surplus lines broker, adjuster, ***administrator, reinsurance intermediary broker or manager, rental vehicle agent or managing employee, specialty credit producer or managing employee, viatical settlement broker or provider,*** or consultant within this state, unless the individual or business entity held at the time the services were performed a valid license for that line of insurance as required by the laws of this state for the services***.***

(2) No[~~; nor shall any~~] individual or business entity, other than an individual or business entity duly licensed by this state as an agent, surplus lines broker, adjuster, ***administrator, reinsurance intermediary broker or manager, rental vehicle agent or managing employee, specialty credit producer or managing employee, viatical settlement broker or provider,*** or consultant at the time the services were performed, ***shall*** accept any[~~ such~~] commission, brokerage, or other valuable consideration ***for those services***.

(3) [~~Provided, that~~]This section shall not prevent payment or receipt of renewal or other deferred commissions to or by any individual or business entity entitled under this section.

(4) Services as an agent, surplus lines broker, adjuster, administrator, reinsurance intermediary broker or manager, rental vehicle agent or managing employee, specialty credit producer or managing employee, or consultant within this state shall not include a referral by an unlicensed person of a consumer to a licensed agent, surplus lines broker, adjuster, administrator, reinsurance intermediary broker or manager, rental vehicle agent or managing employee, specialty credit producer or managing employee, or consultant that does not include a discussion of specific insurance policy terms and conditions.

(5) An insurer, financial institution, agent, surplus lines broker, adjuster, administrator, reinsurance intermediary broker or manager, rental vehicle agent or managing employee, specialty credit producer or managing employee, or consultant may pay any compensation, fee, or other consideration to an individual not licensed to sell insurance for the referral of a consumer to a licensed individual, only if the consideration is paid regardless of whether the insurance coverage is sold to the consumer.

Section 34. KRS 304.9-430 is amended to read as follows:

(1) No individual or business entity shall in this state act as or hold himself or herself out to be an adjuster unless then licensed by the Kentucky Department of Insurance as an adjuster. Application for license shall be made to the commissioner according to forms as prescribed and furnished by him or her. The commissioner shall issue the license as to

applicants qualified upon payment of the license application fee stated in KRS 304.4-010.

(2) To be licensed as an adjuster the applicant shall:

(a) Be an individual twenty-one (21) years or more of age***;***[~~.~~]

(b) Be a resident of Kentucky, or resident of another state which will permit residents of Kentucky to act as adjusters in the other state***;***[~~.~~]

(c) Be an employee of an insurer, a full-time salaried employee of a licensed adjuster or a graduate of a recognized law school, or have experience or special education or training as to the handling of loss claims under insurance contracts of sufficient duration and extent to make him or her reasonably competent to fulfill the responsibilities of an adjuster***;***[~~.~~]

(d) Be trustworthy and of good reputation***;***[~~.~~]

(e) Have and maintain an office accessible to the public, and keep therein the usual and customary records pertaining to transactions under the license. This provision shall not be deemed to prohibit maintenance of the office in the office of an insurer, of the employer, or in the home of the licensee***;***[~~.~~]

(f) Have successfully passed a written examination prescribed by the commissioner, except if the applicant has successfully passed a written examination in a state which permits residents of Kentucky to act as adjusters in the other state***; and***

(g) Be financially responsible to exercise the license.

(3) A business entity, whether or not organized under the laws of this state, may be licensed as an adjuster if each individual who is to exercise the license powers is ***designated with the commissioner as to the license in accordance with Section 24 of this Act***[~~named in the license or registered with the commissioner under the license, and is qualified as for an individual license as adjuster. An additional full license fee shall be paid as to each individual in excess of one (1), so named in the license or so registered to exercise its powers~~].

(4) ***The commissioner may require additional information or submissions from applicants and may obtain any documents or information reasonably necessary to verify the information contained in an application.***

(5) Notwithstanding the provisions of this section,[~~Except, that~~] no adjuster's license or qualifications shall be required as to any adjuster who is sent into this state on behalf of an insurer for the purpose of investigating or making adjustment of a particular loss under an insurance policy, or for the adjustment of a series of losses resulting from a catastrophe common to all losses.

Section 35. KRS 304.9-432 is amended to read as follows:

(1) In the event that an applicant for an adjuster's license meets the qualification requirements of KRS 304.9-430 except that he or she has not had experience or special education or training as to the handling of loss claims under insurance contracts of sufficient duration and extent to make him or her reasonably confident to fulfill the responsibilities as an adjuster, he or she shall not be required to take and successfully complete the prescribed written examination and may be issued a temporary license as an apprentice adjuster for a period not to exceed ***twelve (12) months***[~~one hundred eighty (180) days~~].

(2) A temporary license as an apprentice adjuster shall be subject to the following terms and conditions:

(a) An individual holding a temporary license as apprentice adjuster shall have all of the privileges and obligations of an adjuster licensed under the insurance code;

(b) An individual holding a temporary license as an apprentice adjuster shall at all times be a full-time salaried employee of an insurer or an adjuster and subject to training, direction, and control by a licensed adjuster acting in the same capacity as that for which the applicant applied;

(c) A temporary license as apprentice adjuster shall be subject to suspension, revocation, or conditions in accordance with KRS 304.9-440; and

(d) An individual may hold only one (1) temporary license as an apprentice adjuster.

Section 36. KRS 304.9-440 is amended to read as follows:

(1) The commissioner may place on probation, suspend, or may impose conditions upon the continuance of a license for not more than twelve (12) months, revoke, or refuse to issue or renew any license issued under this subtitle or any surplus lines broker***, viatical settlement broker, or viatical settlement provider*** license, or may levy a civil penalty in accordance with KRS 304.99-020, or any combination of actions for any one (1) or more of the following causes:

(a) Providing incorrect, misleading, incomplete, or materially untrue information in the license application***;***[~~.~~]

(b) Violating any insurance laws, or violating any administrative regulations, subpoena, or order of the commissioner or of another state's insurance commissioner***;***[~~.~~]

(c) Obtaining or attempting to obtain a license through misrepresentation or fraud***;***[~~.~~]

(d) Improperly withholding, misappropriating, or converting any moneys or properties received in the course of doing insurance ***or viatical settlement*** business***;***[~~.~~]

(e) Intentionally misrepresenting the terms of an actual or proposed insurance contract***, viatical settlement contract,*** or application for insurance***;***[~~.~~]

(f) Having been convicted of any felony***;***[~~.~~]

(g) Having admitted or been found to have committed any unfair insurance trade practice or insurance fraud***;***[~~.~~]

(h) Using fraudulent, coercive, or dishonest practices; or demonstrating incompetence, untrustworthiness, or financial irresponsibility; or being a source of injury or loss to the public in the conduct of business in this state or elsewhere***;***[~~.~~]

(i) Having ***an***[~~any~~] insurance license, ***viatical settlement license,*** or its equivalent, denied, suspended, or revoked in any other state, province, district, or territory;

(j) Surrendering or otherwise terminating any[~~ other~~] license issued by this state or by any other jurisdiction, under threat of disciplinary action, denial, or refusal of the issuance of or renewal of any other license issued by this state or by any other jurisdiction; or revocation or suspension of any other license held by the licensee issued by this state or by any other jurisdiction;

(k) Forging another's name to an application for insurance***,***[~~ or~~] to any ***other*** document related to an insurance transaction***, or to any document related to a viatical settlement transaction***;

(l) Cheating, including improperly using notes or any other reference material to complete an examination for[~~ an insurance~~] license;

(m) Knowingly accepting insurance ***or viatical settlement*** business from an individual ***or business entity*** who is not licensed, but who is required to be licensed under this subtitle;

(n) Failing to comply with an administrative or court order imposing a child support obligation;

(o) Failing to pay state income tax or to comply with any administrative or court order directing payment of state income tax;

(p) Having been convicted of a misdemeanor for which restitution is ordered in excess of three hundred dollars ($300), or of any misdemeanor involving dishonesty, breach of trust, or moral turpitude; or

(q) Any other cause for which issuance of the license could have been refused, had it then existed and been known to the commissioner.

(2) The license of a business entity may be suspended, revoked, or refused for any cause relating to an individual designated in or registered under the license if the commissioner finds that an individual licensee's violation was known or should have been known by one (1) or more of the partners, officers, or managers acting on behalf of the ***business entity***[~~partnership or corporation~~] and the violation was not reported to the Department of Insurance nor corrective action taken. The applicant or licensee may make written demand upon the commissioner in accordance with KRS 304.2-310 for a hearing before the commissioner to determine the reasonableness of the commissioner's action.

(3) The commissioner shall retain the authority to enforce the provisions and penalties of this chapter against any individual or business entity who is under investigation for or charged with a violation of this chapter, even if the individual's or business entity's license has been surrendered or has lapsed by operation of law.

SECTION 37. A NEW SECTION OF SUBTITLE 9 OF KRS CHAPTER 304 IS CREATED TO READ AS FOLLOWS:

(1) An individual or business entity holding a license issued under this subtitle or holding a license as a surplus lines broker, viatical settlement broker, or viatical settlement provider shall notify the commissioner in writing immediately if the licensee's license to conduct insurance, securities, real estate, auctioneer, investment, financial, or financial planning business of any kind in this state or elsewhere is surrendered or terminated under threat of disciplinary action, refused, suspended, revoked, or renewal of continuance is denied.

(2) A licensee shall report to the commissioner any administrative action taken against the licensee in another jurisdiction or by another governmental agency in Kentucky within thirty (30) days of the final disposition of the matter. This report shall include:

(a) A written statement identifying the type of license and explaining the circumstances of each incident;

(b) A copy of the notice of hearing or other document that states the charges and allegations; and

(c) A copy of the official document which demonstrates the resolution of the charges or any final judgment.

(3) Within thirty (30) days of service upon the licensee of any criminal complaint, information, or indictment in any jurisdiction, the licensee shall submit to the commissioner the following:

(a) A written statement explaining the circumstances of each incident;

(b) A copy of the charging document; and

(c) A copy of the official document which demonstrates the resolution of the charges or any final judgment.

(4) If the charges alleged in the criminal complaint, information, or indictment have not been finally resolved within the thirty (30) day period following service of the criminal complaint, information, or indictment, the licensee shall, within thirty (30) days following the resolution of the charges, submit to the commissioner a copy of the official document which demonstrates the resolution of the charges or any final judgment.

Section 38. KRS 304.9-705 is amended to read as follows:

(1) No ***individual or business entity***[~~person, firm, association, or corporation~~] shall act as a reinsurance intermediary broker in ***Kentucky***[~~this state~~] if the reinsurance intermediary broker maintains an office either directly or as a ***director, officer,*** member, or[~~ an~~] employee of a ***business entity***[~~firm or association, or an officer, director, or employee of a corporation~~]:

(a) In ***Kentucky***[~~this state~~], unless the reinsurance intermediary broker is a licensed ***insurance*** producer in ***Kentucky and may sell reinsurance products under that insurance producer license***[~~this state~~]; or

(b) In another state, unless the reinsurance intermediary broker is a licensed ***insurance*** producer in ***Kentucky and may sell reinsurance products under that producer license, or is licensed in***[~~this state or~~] another state having a law substantially similar to KRS 304.9-700 to 304.9-759, or the reinsurance intermediary broker is licensed in Kentucky as a nonresident reinsurance intermediary.

(2) No ***individual or business entity***[~~person, firm, association, or corporation~~] shall act as a reinsurance intermediary manager:

(a) For a reinsurer domiciled in Kentucky, unless the reinsurance intermediary manager is a licensed ***insurance*** producer in Kentucky ***and may sell reinsurance products under that insurance producer license***;

(b) In Kentucky, if the reinsurance intermediary manager maintains an ***office***[~~officer~~], either directly or as a ***director, officer,*** member, or employee of a ***business entity***[~~firm or association, or an officer, director, or employee of a corporation~~] in Kentucky, unless the reinsurance intermediary manager is a licensed ***insurance*** producer in ***Kentucky and may sell reinsurance products under that insurance producer license***[~~this state~~]; or

(c) In another state for a nondomestic insurer, unless the reinsurance intermediary manager is a licensed ***insurance*** producer in Kentucky ***and may sell reinsurance products under that insurance producer license, is licensed in***[~~or~~] another state having a law substantially similar to KRS 304.9-700 to 304.9-759, or the person is licensed in Kentucky as a nonresident reinsurance intermediary.

(3)[~~ The commissioner may require a reinsurance intermediary manager subject to subsection (2) of this section to:~~

~~(a) File a bond in an amount from an insurer authorized to do business in Kentucky for the protection of the reinsurer; and~~

~~(b) Maintain an errors and omissions insurance policy issued by an insurer authorized to do business in Kentucky in an amount acceptable to the commissioner.~~

~~(4) (a)~~] The commissioner may issue a reinsurance intermediary license to any ***individual or business entity***[~~person, firm, association, or corporation~~] who has complied with the requirements of KRS 304.9-700 to 304.9-759 ***and who is financially responsible to exercise the license***. The license issued to a ***business entity***[~~firm or association~~] shall ***be exercised only by individuals designated with the commissioner as to the license in accordance with Section 24 of this Act***[~~permit all members of the firm or association and any designated employees to act as reinsurance intermediaries under the license, and all persons shall be named in the application and any changes shall be filed in writing with the commissioner. The license issued to a corporation shall permit all of the officers, and any designated employees and directors thereof, to act as reinsurance intermediaries on behalf of the corporation, and all persons shall be named in the application and any changes shall be filed in writing with the commissioner.~~

~~(b) If the applicant for a reinsurance intermediary license is a nonresident, the applicant, as a condition precedent to receiving or holding a license, shall designate the Secretary of State as agent for service of process in the manner, and with the same legal effect, provided for by this chapter for designation of service of process upon unauthorized insurers, and shall furnish the commissioner with the name and address of a resident of Kentucky upon whom notices or orders of the commissioner or process affecting the nonresident reinsurance intermediary may be served. The reinsurance intermediary shall promptly notify the commissioner in writing of every change in the person designated to receive notices or orders of the commissioner or process, and the change shall not become effective until acknowledged by the commissioner~~].

(4)[~~(5)~~] The commissioner may refuse to issue a reinsurance intermediary license if, in his judgment, the applicant, anyone named on the application, or any member, principal, officer, or director of the applicant is not trustworthy or of good reputation, or that any controlling person of the applicant is not trustworthy to act as a reinsurance intermediary, or that any of the foregoing persons have given cause for revocation or suspension of the license, or has failed to comply with any prerequisite for the issuance of the license.

(5)[~~(6)~~] Licensed attorneys at law of Kentucky, when acting in their professional capacity as ***attorneys***[~~such~~], shall be exempt from this section.

Section 39. KRS 304.10-120 is amended to read as follows:

(1) Any person[~~ while licensed in this state as an agent~~] who:

(a) Is a resident of Kentucky ***or is a nonresident who is not eligible to be issued a license in accordance with Section 18 of this Act***;

(b) ***Holds an agent license with lines of authority for property and casualty; and***[~~Has been continuously licensed for at least three (3) years;~~]

(c) Is deemed by the commissioner to be competent and trustworthy with respect to the handling of surplus lines;[~~ and~~

~~(d) Represents at least three (3) insurers admitted to transact property or casualty insurance in Kentucky;~~]

may be licensed as a surplus lines broker.

(2) Application for the license shall be made to the commissioner on forms as designated and furnished by the commissioner.

(3) The license fee shall be as specified in KRS 304.4-010.

(4) The license and licensee shall be subject to the applicable provisions of Subtitle 9 of this chapter.

(5)[~~ In order for a surplus lines broker's license to be renewed, the licensee shall have at least five (5) current appointments with property or casualty insurers admitted to do business in Kentucky.~~

~~(6)~~] Notwithstanding subsection (1)[~~(a)~~] of this section, on or after July 1, 2002, an ***applicant***[~~individual~~] licensed as a surplus lines broker in the applicant's home state may be issued a nonresident surplus lines broker's license in Kentucky if the applicant's home state issues surplus lines broker licenses to Kentucky residents on the same basis.

Section 40. KRS 304.10-140 is amended to read as follows:

(1) ***To the extent the Gramm-Leach-Bliley Act, 15 U.S.C. sec. 6751(f), provides that evidence of financial responsibility may be required for licensing,*** prior to issuance of a license as a surplus lines broker, the applicant shall file with the commissioner, and for as long as the license remains in effect shall keep in force:

(a)[~~(1)~~] Evidence of financial responsibility in the sum of not less than one million dollars ($1,000,000) per occurrence, and the sum of two million dollars ($2,000,000) in the aggregate, for all occurrences within one (1) year, either in the form of an errors and omissions insurance policy issued by an authorized insurer, a bond issued by an authorized corporate surety, a deposit, or a combination of a bond issued by an authorized corporate surety and a deposit. The policy, bond, deposit, or combination of a bond or deposit shall not be terminated unless at least thirty (30) days' prior written notice is given to the licensee and the commissioner; and

(b)[~~(2)~~] A bond in favor of the State of Kentucky in the penal sum of fifty thousand dollars ($50,000), with an authorized corporate surety guaranteeing that he or she will conduct business under the license in accordance with the provisions of this subtitle and that he or she will promptly remit the taxes required by KRS 304.10-180. The aggregate liability of the surety for any and all claims on any bond shall in no event exceed the penal sum. No bond shall be terminated unless not less than thirty (30) days' prior written notice is given to the licensee and filed with the commissioner.

(2) An insurer issuing coverage under subsection (1)(a) or (b) of this section may offer, as a part of the policy or as an optional endorsement to the policy, deductibles optional to the surplus lines broker applicant or licensee for the payment of claims. Deductible amounts offered in accordance with this section shall be fully disclosed to the applicant or licensee in writing. If the applicant or licensee chooses a deductible policy, the insurer shall pay the deductible amount initially and the licensee shall be liable to the insurer, at the time and in the manner prescribed in the policy, for the amount of the deductible. If the licensee fails to reimburse the insurer as required by this subsection, his or her surplus lines broker license and all other licenses issued by the commissioner are revoked and shall be promptly surrendered to the commissioner without demand. Nothing contained in this subsection is intended to or shall in any manner alter or affect the rights of the insurer to collect the reimbursement for the deductible from the surplus lines broker.

Section 41. KRS 304.10-170 is amended to read as follows:

(1) Each broker shall, ***within thirty (30) days of the end of each calendar quarter***[~~on or before the first day of April of each year~~], file with the commissioner a verified statement of all surplus lines insurance transacted by him during the preceding calendar ***quarter***[~~year~~].

(2) The statement shall be on forms as prescribed[~~ and furnished~~] by the commissioner and shall show:

(a) Gross amount of each kind of insurance transacted;

(b) Aggregate of gross premiums charged;

(c) Aggregate of returned premiums paid insureds;

(d) Aggregate of net premiums; and

(e) Additional information as required by the commissioner.

Section 42. KRS 304.10-180 is amended to read as follows:

(1) Each broker shall pay the following taxes:

(a) [~~On or before the first day of April each year, ~~]A tax at the rate of three percent (3%) on the premiums, assessments, fees, charges, or other consideration deemed part of the premium as defined in KRS 304.14-030, on surplus lines insurance subject to tax transacted by him or her with unauthorized insurers during the preceding calendar ***quarter***[~~year~~] as shown by his or her ***quarterly***[~~annual~~] statement filed with the commissioner ***in accordance with Section 41 of this Act***. The tax shall not be assessed on the premium surcharge tax, the local government premium tax, or any other state or federal tax. The tax shall be remitted to the commissioner ***within thirty (30) days of the end of each calendar quarter***. When collected the tax shall be credited to the insurance regulatory trust fund, as established by KRS 304.2-400;

(b) The premium surcharge tax, to be remitted to the Kentucky Revenue Cabinet, in accordance with KRS 136.392; and

(c) The local government premium tax, to be remitted to the appropriate city, county, or urban-county government taxing authority, in accordance with KRS 91A.080.

(2) If a surplus lines policy covers risks or exposures only partially in this state the tax so payable shall be computed upon the proportion of the premium which is properly allocable to the risks or exposures located in this state.

Section 43. KRS 304.12-100 is amended to read as follows:

Nothing in KRS 304.12-080 and 304.12-090 shall be construed as prohibiting:

(1) Payment of lawfully earned commission or other lawful compensation to duly licensed ***insurance producers as defined in Section 4(4) of this Act;***[~~agents, surplus lines brokers, and solicitors.~~]

(2) Distribution by a participating insurer to its participating policyholders of dividends, savings, or the unused or unabsorbed portion of premiums and premium deposits***;***[~~.~~]

(3) Furnishing of information, advice***,*** or services for the purpose of reducing the loss or liability to loss under a policy***;***[~~.~~]

(4) Life insurers from paying bonuses to policyholders or otherwise abating their premiums in whole or in part out of surplus accumulated from nonparticipating insurance, if such bonus or abatement is fair and equitable to all policyholders and for the best interests of the insurer and its policyholders***;***[~~.~~]

(5) In the case of insurance policies issued on the debit plan, making allowance to policyholders who have continuously for a specified period made premium payments directly to an office of the insurer in an amount which fairly represents the savings in collection expense or making allowance to policyholders who make premium payments at less frequent intervals than required***; or***[~~.~~]

(6) Readjustment of the rate of premium for a group insurance policy based on the loss or expense experience thereunder, at the end of any policy year of insurance thereunder, which may be made retroactive only for such policy year.

Section 44. KRS 304.12-110 is amended to read as follows:

No insurer, ***insurance producer as defined in Section 4(4) of this Act***[~~agent, surplus lines broker, solicitor~~], or other person shall, as an inducement to insurance, or in connection with any insurance transaction, provide in any policy for, or offer, sell, buy, or offer or promise to buy, sell, give, promise, or allow to the insured or prospective insured or to any other person on his behalf in any manner whatsoever:

(1) Any employment***;***[~~.~~]

(2) Any shares of stock or other securities issued or at any time to be issued or any interest therein or rights thereto***;***[~~.~~]

(3) Any advisory board contract, or any similar contract, agreement or understanding, offering, providing for, or promising any profits or special returns or special dividends***; or***[~~.~~]

(4) Any prizes, goods, wares, merchandise, or property of an aggregate value in excess of ten dollars ($10).

Section 45. KRS 304.12-140 is amended to read as follows:

(1) No person engaged in the business of financing the purchase of real or personal property or of lending money on the security of real or personal property shall require, as a condition to[~~ such~~] financing or lending, ***or varying the terms and conditions of the financing or lending,*** or as a condition to the renewal or extension of any[~~ such~~] loan ***or credit*** or to the performance of any other act in connection with[~~ such~~] financing or lending, that the purchaser or borrower, or his successors, shall negotiate through a particular insurer***;***[~~ or insurers, insurance~~] agent[~~ or agents~~], ***or*** type of insurer[~~ or types of insurers~~], any policy of insurance or renewal[~~ thereof~~] insuring ***the***[~~such~~] property or the life or health of the borrower.

(2) This section shall not prevent the reasonable exercise by any[~~ such~~] vendor or lender of ***its***[~~his~~] right to approve or disapprove the insurer selected to underwrite the insurance, and to determine the adequacy of the insurance offered.

Section 46. KRS 304.12-150 is amended to read as follows:

Every debtor, borrower***,*** or purchaser of property with respect to which insurance of any kind is required in connection with a debt or loan on ***the***[~~such~~] property shall be informed by the creditor or lender of his right of free choice in the selection of the agent and insurer through or by which such insurance is to be placed. There shall be no interference either directly or indirectly with ***the***[~~such~~] borrower's, debtor's***,*** or purchaser's free choice of an agent and of an insurer, ***the creditor or lender shall not collect a separate charge for the handling of insurance required in connection with a loan or extension of credit based on the consumer's choice of agent or insurer,*** and the creditor or lender shall not refuse an adequate policy so tendered by the borrower, debtor***,*** or purchaser. Upon notice of any refusal of ***an adequate***[~~such tendered~~] policy, the commissioner shall order the creditor or lender to accept the tendered policy, if he determines that such refusal is not in accordance with the requirements set out in subsection (2) of KRS 304.12-140. Failure to comply with ***the***[~~such an~~] order of the commissioner shall be deemed a violation of this section.

Section 47. KRS 304.32-120 is amended to read as follows:

When the annual statement of a corporation subject to the provisions of this subtitle shall have been filed and all fees due from the corporation shall have been paid, the corporation's certificate of authority to do business in this state shall automatically be extended until such time as the commissioner refuses to relicense the corporation.[~~ When the fee involved in the renewal of an agent's license shall have been paid by the corporation, or the individual agent, the license shall automatically be extended until such time as the commissioner refuses to renew the license.~~]

Section 48. KRS 304.32-180 is repealed and reenacted to read as follows:

(1) *An agent of the corporation shall be licensed as an agent with a health line of authority in accordance with the provisions of Subtitle 9 of this chapter regulating all aspects of agent licenses.*

(2) Subsection (1) of this section includes the requirement that the agent shall satisfactorily complete the continuing education requirements in accordance with Section 27 of this Act.

(3) An agent of the corporation shall be appointed by the corporation in accordance with the provisions of Subtitle 9 of this chapter regulating all aspects of agent appointments[~~"Agent" means any person authorized by a corporation subject to the provisions of this subtitle and on its behalf to solicit applications for subscription or membership, or offers or assumes to act in the negotiation thereof. To qualify for an agent's license an applicant shall:~~

~~(a) Be above the age of eighteen (18) years;~~

~~(b) Be a bona fide resident of and actually reside in this state;~~

~~(c) Be a trustworthy person;~~

~~(d) Be appointed as an agent by one (1) or more corporations subject to the provisions of this subtitle;~~

~~(e) Make application to the commissioner in the manner and form prescribed by him. As a part or in connection with any application, the applicant shall furnish information concerning his identity, personal history, experience, business record, purposes, and any other information the commissioner may reasonably require;~~

~~(f) Pay the fee provided in Subtitle 4 of this chapter; and~~

~~(g) Take an examination given by the commissioner as a test of his qualifications and competence.~~

~~(2) Agents' licenses shall expire at midnight on March 31 unless the licensee prior thereto has filed with the commissioner, on forms prescribed and furnished by him, a request for continuation of license accompanied by payment of the renewal fee as provided in Subtitle 4 of this chapter, except that any request for continuation filed with the commissioner after such March 31 and prior to the next following June 30 may be accepted and effectuated by the commissioner, in his discretion, if accompanied by a penalty as prescribed in Subtitle 99 of this chapter.~~

~~(3) Agents shall satisfactorily complete a minimum of twenty-four (24) hours of continuing education courses, of which twelve (12) must be classroom hours, during each continuing education biennium, as provided by KRS 304.9-295 and any administrative regulations promulgated thereunder~~].

Section 49. KRS 304.32-270 is amended to read as follows:

Nonprofit hospital, medical-surgical, dental, and health service corporations shall be subject to the provisions of this subtitle, and to the following provisions of this code, to the extent applicable and not in conflict with the express provisions of this subtitle:

(1) Subtitle 1 -- Scope -- General Definitions and Provisions;

(2) Subtitle 2 -- Insurance Commissioner;

(3) Subtitle 7 -- Investments;

(4) Subtitle 8 -- Administration of Deposits;

(5) Subtitle 12 -- Trade Practices and Frauds;

(6) Subtitle 25 -- Continuity of Management;

(7) Subtitle 33 -- Insurers Rehabilitation and Liquidation;

(8) Subtitle 18 -- KRS 304.18-110, 304.18-120 -- Group Conversion and KRS 304.18-045;

(9) Subtitle 4 -- Fees and Taxes;

(10) Subtitle 99 -- Penalties;

(11) Subtitle 14 -- KRS 304.14-500 to 304.14-560;

(12) Subtitle 17A -- Health Benefit Plans;[~~ and~~]

(13) Subtitle 17B -- Kentucky Access*; and*

(14) Subtitle 9 -- Agents, Consultants, Solicitors and Adjusters.

Section 50. KRS 304.38-110 is repealed and reenacted to read as follows:

(1) *An agent of a health maintenance organization shall be licensed as an agent with a health line of authority in accordance with the provisions of Subtitle 9 of this chapter regulating all aspects of agent licenses.*

(2) Subsection (1) of this section includes the requirement that the agent shall satisfactorily complete the continuing education requirements in accordance with Section 27 of this Act.

(3) An agent of a health maintenance organization shall be appointed by the health maintenance organization in accordance with the provisions of Subtitle 9 of this chapter regulating all aspects of agent appointments[~~The commissioner shall promulgate such reasonable rules and regulations as are necessary to provide for the licensing of agents, and the termination or revocation of such license. An "agent" means any person directly or indirectly associated with such organization who engages in solicitation or enrollment of persons for profit or pecuniary gain in a health maintenance organization.~~

~~(2) Agents shall satisfactorily complete a minimum of twenty-four (24) hours of continuing education courses, of which twelve (12) must be classroom hours, during each continuing education biennium, as provided in KRS 304.9-295 and any administrative regulations promulgated thereunder~~].

Section 51. KRS 304.48-100 is repealed and reenacted to read as follows:

(1) An agent of a liability self-insurance group shall be licensed as an agent with property and casualty lines of authority in accordance with Subtitle 9 of this chapter regulating all aspects of agent licenses.

(2) Subsection (1) of this section includes the requirement that the agent shall satisfactorily complete the continuing education requirements in accordance with Section 27 of this Act.

(3) An agent of a liability self-insurance group shall be appointed by the liability self-insurance group in accordance with the provisions of Subtitle 9 of this chapter regulating all aspects of agent appointments[~~The commissioner shall promulgate reasonable administrative regulations as are necessary to provide for the licensing of agents appointed or sponsored by the liability self-insurance group and the termination or revocation of such license~~].

Section 52. KRS 304.99-020 is amended to read as follows:

(1) For any violation of this code where the commissioner has the power to revoke or suspend a license or certificate of authority he may in lieu thereof or in addition to such revocation or suspension impose a civil penalty against the violator in the case of an insurer, a fraternal benefit society, nonprofit hospital, medical-surgical, dental, and health service corporation, ***or*** health maintenance organization[~~, or prepaid dental plan organization~~], of not more than ten thousand dollars ($10,000) per violation; in the case of an agent, ***surplus lines*** broker***, rental vehicle agent or managing employee, specialty credit producer or managing employee, or reinsurance intermediary broker or manager***[~~or solicitor~~] of not more than one thousand dollars ($1,000) per violation; in the case of an adjuster, administrator, ***viatical settlement broker, viatical settlement producer,*** or consultant of not more than two thousand dollars ($2,000) per violation.

(2) Such civil penalty may be recovered in an action brought thereon in the name of the Commonwealth of Kentucky in any court of appropriate jurisdiction.

(3) In any court action with respect to a civil penalty, the court may review the penalty as to both liability and reasonableness of amount.

Section 53. KRS 304.99-100 is amended to read as follows:

(1) The appointment of an agent, including rental vehicle agent, rental vehicle managing employee, specialty credit producer, and specialty credit managing employee, may be renewed by an insurer under subsection (8) of Section 26 of this Act if the request and late payment for renewal is accompanied by a penalty equal to the amount of the biennial renewal fee specified in Subtitle 4 of this chapter.

(2) A license issued under Subtitle 9 of this chapter, surplus lines broker license, viatical settlement broker license, and viatical settlement provider license[~~The licenses of each solicitor, consultant, adjuster, surplus lines broker, agent, and fraternal benefit society agent~~] may be ***reissued***[~~continued or renewed~~] under KRS 304.9-260***(2)***[~~ and 304.9-270~~] if the request ***and late payment*** for ***reissue are***[~~continuation or renewal is~~] accompanied by a penalty equal to the amount of the biennial[~~ continuation or~~] renewal fee specified in Subtitle 4 of this chapter.

Section 54. KRS 304.9-240 is amended to read as follows:

(1) A licensed[~~ resident~~] agent may solicit for and issue personal travel accident insurance policies by means of mechanical vending machines supervised by the agent and placed at airports and similar places of convenience to the traveling public, if the commissioner finds that:

- (a) The policy provides reasonable coverage and benefits, is suitable for sale and issuance by vending machine, and that use of such a machine in a proposed location would be of material convenience to the public;
- (b) The type of machine proposed to be used is reasonably suitable for the purpose;
- (c) Reasonable means are provided for informing prospective purchasers of policy coverages and restrictions;
- (d) Reasonable means are provided for the refund of money inserted in defective machines and for which insurance so paid for is not received; and
- (e) The cost of maintaining such a machine at a particular location is reasonable in amount.

(2) For each machine to be used, the commissioner shall issue to the agent upon his application a special vending machine license. The license shall specify the name and address of the insurer and agent, the name of the policy to be sold, the serial number and operating location of the machine. The license shall be subject to annual continuation, to expiration, suspension or revocation coincidentally with that of the agent. The commissioner shall also revoke the license of any

machine as to which he finds that the license qualifications no longer exist. The license fee shall be the same as specified in KRS 304.4-010, for an agent, for each license year or part thereof for each respective machine. Proof of the existence of a subsisting license shall be displayed on or about each machine in use, in such manner as the commissioner reasonably requires.

Section 55. The following KRS sections are repealed:

304.9-136 Compensation for referral of consumers by employees of a general agency -- Conditions.

304.9-142 Fees charged to out-of-state individuals or business entities.

304.9-490 Banks exempt from KRS 304.9-480 and 304.9-485.

304.12-170 Using insurance information to detriment of another.

304.32-190 Agents: appointment.

304.32-200 Revocation of agent's license.

Representative Gooch moved that the House concur in the Senate Committee Substitute to **HB 165**. Agreed.

Representative Gooch moved that **HB 165**, by way of Senate Committee Substitute, be passed.

On the roll call the vote was: **Yeas 95, Nays 0**. (See April 2, 2002, Message received on roll call on **HB 165** - Appendix)

HB 165, by way of Senate Committee Substitute, was passed and the title agreed to.

Representative Gooch moved that the vote by which **HB 165**, by way of Senate Committee Substitute, was passed be reconsidered and said motion be placed on the table. Agreed.

A Free Conference Committee Report was filed on **HB 659**.

HB 391 with Senate Floor Amendment attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage for concurrence or non concurrence in Senate amendment. Agreed.

The Senate Floor Amendment No. 1 to **HB 391** is as follows:

HB 391, On page 47, after line 27, by inserting:

"Section 17. KRS 18A.225 is amended to read as follows:

(1) (a) The term "health maintenance organization" for the purposes of this section means a health maintenance organization as defined in KRS 304.38-030 or as a nonprofit hospital, medical-surgical, dental, and health service corporation, which has been licensed by the Kentucky Health Facilities and Health Services Certificate of Need and Licensure Board or its successor agency and issued a certificate of authority by the Department of Insurance as a health maintenance organization or as a nonprofit hospital, medical-surgical, dental, and health service corporation and which is qualified under the requirements of the United States Department of Health, Education and Welfare except as provided in subsection (2) of this section; and

(b) The term "state employee" for purposes of this section shall include a person, including an elected public official, who is regularly employed by any department, board, agency, branch of state government, or any municipal, urban-county, charter county, or county government, whose legislative body has opted to participate in the state health insurance program pursuant to KRS 79.080 and who is a contributing member to any one (1) of the retirement systems administered by the state. It shall also include a person who must fulfill the requirements established by the Kentucky Board of Education for eligibility and a person who is a present or future recipient of a retirement allowance from any of the Kentucky Retirement Systems who either satisfies the requirements of KRS 61.559 or who is board authorized under KRS 61.702(1), including a beneficiary of a retired employee as defined in KRS 61.542 who is receiving a retirement allowance from any of the Kentucky Retirement Systems and includes members of the Legislators' Retirement Plan as provided in KRS 18A.2287. It shall also include a person who is a present or future recipient of a retirement allowance from the Teachers' Retirement System of Kentucky who either satisfies the requirements of KRS 161.525, 161.620, and 161.675 or who is board certified, including a beneficiary of a retired member who is receiving a retirement allowance from the Teachers' Retirement System of Kentucky, except that a member who is receiving a retirement allowance from the Teachers' Retirement System and who is age sixty-five (65) or older shall not be included.

(2) (a) The secretary of the Finance and Administration Cabinet, upon the recommendation of the secretary of the Personnel Cabinet, shall procure, in compliance with the provisions of KRS 45A.080, 45A.085, and 45A.090, from one (1) or more health insurance companies or from one (1) or more health maintenance organizations authorized to do business in this state, a policy or policies of group health care coverage including, but not limited to,

indemnity, health maintenance organization (HMO), preferred provider organization (PPO), point of service (POS), and exclusive provider organization (EPO) benefit plans encompassing all or any class or classes of state employees. Health insurance coverage provided to state employees under this section shall, at a minimum, contain the same benefits as provided under Kentucky Kare Standard as of January 1, 1994. All state employees and other persons for whom the health care coverage is provided or made available shall annually be given an option to elect health care coverage through a self-funded plan offered by the state or, if a self-funded plan is not available, from a list of coverage options determined by the competitive bid process under the provisions of KRS 45A.080, 45A.085, and 45A.090 and made available during annual open enrollment. For calendar year 2001 only, an emergency shall exist when any county in which only one (1) health insurance company offers a single plan to state employees and, subsequent to the open enrollment period, the health insurance company fails to maintain at least sixty-five percent (65%) of its contracts within the geographic region with specialty physicians who were participating in the network at the time of open enrollment. The Finance and Administration Cabinet shall immediately notify the Governor, the Legislative Research Commission, and the secretary of the Personnel Cabinet and shall be authorized to immediately negotiate and contract with additional health insurance companies for additional plans to serve any county without meeting the requirements of the Model Procurement Code under KRS Chapter 45.

(b) The policy or policies shall be approved by the commissioner of insurance and may contain the provisions he approves, whether or not otherwise permitted by the insurance laws.

(c) Any carrier bidding to offer health care coverage to members of the state group shall agree to provide coverage to all members of the state group, including both active employees and retirees within the county or counties specified in its bid. Furthermore, any carrier bidding to offer health care coverage to members of the state group shall also agree to rate all such members of the state group as a single entity, except for those retirees whose former employers insure their active employees outside the state health insurance program.

(d) Any carrier bidding to offer health care coverage to any member of the state group shall agree to provide enrollment, claims, and utilization data to the Commonwealth in a format specified by the Personnel Cabinet with the understanding that the data shall be owned by the Commonwealth; to provide data in an electronic form and within a time frame specified by the Personnel Cabinet; and to be subject to penalties for noncompliance of data reporting requirements as specified by the Personnel Cabinet. The Personnel Cabinet shall take strict precautions to protect the confidentiality of each individual member; however, confidentiality assertions shall not relieve a carrier from the requirement of providing stipulated data to the Commonwealth.

(e) The Personnel Cabinet shall develop the necessary techniques and capabilities for timely analysis of data received from carriers and, to the extent possible, provide in the request-for-proposal specifics relating to data requirements, electronic reporting, and penalties for noncompliance. The Commonwealth shall own the enrollment, claims, and utilization data provided by each carrier and shall develop methods to protect the confidentiality of the individual. The Personnel Cabinet shall provide to the General Assembly in June of each year an analysis of enrollment, claims, utilization data of all carriers for the prior plan year ending December 31, and on the financial stability of the program. The report shall include, but not be limited to, loss ratios, methods of risk adjustment, measurements of carrier quality of service, prescription coverage and cost management, paid dependent coverage, and statutorially required mandates. If state self-insurance was available as a carrier option, the report also shall provide a detailed financial analysis of the self-insurance fund including, but not limited to, loss ratios, reserves, and reinsurance agreements.

(f) If any agency participating in the state employee health insurance program for its active members terminates participation in the state employee health insurance program for its active members and there is a state appropriation for the employer's contribution for active employees' health insurance coverage, neither the agency nor the employees shall receive the state-funded contribution after termination from the state employee health insurance program.

(g) Any funds in flexible spending accounts that remain after all reimbursements have been processed shall be transferred to the credit of the state health insurance plan's appropriation account.

(3) The secretary of the Finance and Administration Cabinet, upon the recommendation of the secretary of the Personnel Cabinet, may procure from one (1) or more dental insurance companies, one (1) or more nonprofit hospital, medical-surgical, dental, and health service corporations organized under Subtitle 32 of KRS Chapter 304, or one (1) or more prepaid dental plan organizations organized under Subtitle 43 of KRS Chapter 304, a policy or policies of group dental insurance or prepaid dental plan coverage encompassing all or any class or classes of state employees. All state employees for whom the dental insurance or prepaid dental plan coverage is provided shall annually be given an option to elect either standard dental insurance coverage or coverage by a prepaid dental plan. The policy or policies shall be approved by the commissioner of insurance and may contain the provisions he approves, whether or not otherwise permitted by the insurance laws. It is intended that either dental insurance or prepaid dental plan coverage may be made available for state employees, except that the procuring of each is permissive.

(4) The premiums may be paid by the policyholder:

(a) Wholly from funds contributed by the insured employee, by payroll deduction or otherwise;

(b) Wholly from funds contributed by any department, board, agency, or branch of state, municipal, urban-county, charter county, or county government; or

(c) Partly from each, except that any premium due for health care coverage or dental coverage, if any, in excess of the premium amount contributed by any department, board, agency, or branch of state, municipal, urban-county, charter county, or county government for any other health care coverage shall be paid by the employee.

(5) If an employee moves his place of residence or employment out of the service area of a managed health care plan or of a prepaid dental plan, under which he has elected coverage, into either the service area of another managed health care plan or prepaid dental plan or into an area of the state not within a managed health care plan service area or prepaid dental plan service area, the employee shall be given an option, at the time of the move or transfer, to change his or her coverage to another health care plan or dental plan.

(6) No payment of premium by any department, board, agency, or branch of state, municipal, urban-county, charter county, or county government shall constitute compensation to an insured employee for the purposes of any statute fixing or limiting the compensation of such an employee. Any premium or other expense incurred by any department, board, agency, or branch of state, municipal, urban-county, charter county, or county government shall be considered a proper cost of administration.

(7) The policy or policies may contain the provisions with respect to the class or classes of employees covered, amounts of insurance or coverage for designated classes or groups of employees, policy options, terms of eligibility, continuation of insurance or coverage after retirement, and other provisions the commissioner of insurance may approve.

(8) The policy or policies shall contain the provision that employees or retired employees shall be allowed to change health care plans during the reopening period without any limitation for pre-existing conditions if the employee has met the pre-existing condition limitation upon initial employment or reemployment with the group.

(9) The secretary of the Finance and Administration Cabinet is authorized to perform all acts necessary or advisable for the purpose of contracting for and maintaining health care coverage and dental coverage under the provisions of this section.

(10) Group rates under this section shall be made available to the disabled child of a state employee regardless of the child's age if the entire premium for the disabled child's coverage is paid by the state employee. A child shall be considered disabled if he has been determined to be eligible for federal Social Security disability benefits.

(11) The health care contract or contracts for state employees shall be entered into for a period of not less than one (1) year.

(12) The secretary shall appoint twenty-eight (28) persons to an Advisory Committee of State Health Insurance Subscribers to advise the secretary or his designee regarding the state health insurance program for state employees. The secretary shall appoint, from a list of names submitted by appointing authorities, members representing school districts from each of the seven (7) Supreme Court districts, members representing state government from each of the seven (7) Supreme Court districts, two (2) members representing retirees under age sixty-five (65), one (1) member representing local health departments, two (2) members representing the Kentucky Teachers' Retirement System, and three (3) members at large. The secretary shall also appoint two (2) members from a list of five (5) names submitted by the Kentucky Education Association, two (2) members from a list of five (5) names submitted by the largest state employee organization of nonschool state employees, and two (2) members from a list of names consisting of five (5) names submitted by each state employee organization that has two thousand (2,000) or more members on state payroll deduction. The advisory committee shall be appointed in January of each year and shall meet quarterly.

(13) Notwithstanding any other provision of law to the contrary, the policy or policies provided to state employees pursuant to this section shall not provide coverage for obtaining or performing an abortion, nor shall any state funds be used for the purpose of obtaining or performing an abortion on behalf of state employees or their dependents.

(14) Interruption of an established treatment regime with maintenance drugs shall be grounds for an insured to appeal a formulary change through the established appeal procedures approved by the Personnel Cabinet, if the physician supervising the treatment certifies that the change is not in the best interests of the patient.

(15) If a state employee's residence and place of employment are in the same county, and if the hospital located within that county does not offer surgical services, intensive care services, obstetrical services, level II neonatal services, diagnostic cardiac catheterization services and magnetic resonance imaging services, the employee may select a plan available in a contiguous county that does provide those services, and the state contribution for the plan shall be the amount available in the county where the plan selected is located."; and

On page 48, line 1, by deleting "17" and inserting in lieu thereof "18".

Representative Wilkey moved that the House refuse to concur in the Senate Floor Amendment No. 1 to **HB 391**.

On the roll call the vote was: **Yeas 61, Nays 33**. (See April 2, 2002, Message received on roll call on Senate Floor Amendment No. 1 to **HB 391** - Appendix)

The House refused to concur in the Senate Floor Amendment No. 1 to **HB 391**.

HB 473, with Senate Committee Amendment attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage for concurrence or non concurrence. Agreed.

The Senate Committee Amendment No. 1 to **HB 473** is as follows:

HB 473, On page 4, line 1, after "*exceed*", by deleting "*one thousand dollars ($1,000)*" and by inserting "*five hundred dollars ($500)*"; and

On page 4, line 12, after "*inspector*", by inserting "*employed by the department*".

Representative R. Adams moved that the House concur in the Senate Committee Amendment No. 1 to **HB 473**. Agreed.

Representative R. Adams moved that **HB 473**, as amended by the Senate, be passed.

On the roll call the vote was: **Yeas 95, Nays 0**. (See April 2, 2002, roll call on **HB 473** - Appendix.)

HB 473, as amended by the Senate, was passed and the title agreed to.

Representative R. Adams moved that the vote by which **HB 473,** as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 846, with Senate Floor Amendments attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage for concurrence or non concurrence in Senate amendments. Agreed.

The Senate Floor Amendment No. 2 to **HB 846** is as follows:

HB 846, On page 9, line 3, after "appoint" by inserting "*thirty-two (32)*" and bracketing and striking-through "twenty-eight (28)";

On page 9, line 15, after "employees," by inserting "*two (2) members from a list of five (5) names submitted by the Kentucky Association of Counties, two (2) members from a list of five (5) names submitted by the Kentucky League of Cities,*".

Representative Thomas moved that the House concur in the Senate Floor Amendment No. 2 to **HB 846**. Agreed.

The Senate Floor Amendment No. 3 to **HB 846** is as follows:

HB 846, On page 12, line 7, after "group." insert the following language:

"The Interim Joint Committee on State Government shall work with representatives of the Office of Public Employee Health Insurance, the Kentucky Education Association, KACO, the League of Cities, Area Development Districts, Kentucky Community Action Agencies, regional universities and other affected governmental entities as a part of the study authorized by this subsection and subsection (2) of this section. Where the Co-chairs of the Interim Joint Committee on State Government deem appropriate, notice of meetings and written materials shall be provided to the entities affected by the studies authorized by this section."

On page 12, line 10, after "League of Cities," insert, "Area Development Districts, Kentucky Community Action Agencies,"

Representative Thomas moved that the House concur in the Senate Floor Amendment No. 3 to **HB 846**. Agreed.

The Senate Floor Amendment No. 5 to **HB 846** is as follows:

HB 846, On page 6, line 10, after "(g)" by deleting the remaining language on line 10, and by deleting all the language on lines 11 and 12;

On page 6, line 13, by deleting "*(h)*";

On page 6, line 16, by deleting "*(i)*" and inserting "*(h)*" in lieu thereof.

Representative Thomas moved that the House concur in the Senate Floor Amendment No. 5 to **HB 846**. Agreed.

The Senate Floor Amendment No. 7 to **HB 846** is as follows:

HB 846, On page 12, after line 24, by adding"

"Section 4. KRS 18A.225 is amended to read as follows:

(1) (a) The term "health maintenance organization" for the purposes of this section means a health maintenance organization as defined in KRS 304.38-030 or as a nonprofit hospital, medical-surgical, dental, and health service

corporation, which has been licensed by the Kentucky Health Facilities and Health Services Certificate of Need and Licensure Board or its successor agency and issued a certificate of authority by the Department of Insurance as a health maintenance organization or as a nonprofit hospital, medical-surgical, dental, and health service corporation and which is qualified under the requirements of the United States Department of Health, Education and Welfare except as provided in subsection (2) of this section; and

(b) The term "state employee" for purposes of this section shall include a person, including an elected public official, who is regularly employed by any department, board, agency, branch of state government, or any municipal, urban-county, charter county, or county government, whose legislative body has opted to participate in the state health insurance program pursuant to KRS 79.080 and who is a contributing member to any one (1) of the retirement systems administered by the state. It shall also include a person who must fulfill the requirements established by the Kentucky Board of Education for eligibility and a person who is a present or future recipient of a retirement allowance from any of the Kentucky Retirement Systems who either satisfies the requirements of KRS 61.559 or who is board authorized under KRS 61.702(1), including a beneficiary of a retired employee as defined in KRS 61.542 who is receiving a retirement allowance from any of the Kentucky Retirement Systems and includes members of the Legislators' Retirement Plan as provided in KRS 18A.2287. It shall also include a person who is a present or future recipient of a retirement allowance from the Teachers' Retirement System of Kentucky who either satisfies the requirements of KRS 161.525, 161.620, and 161.675 or who is board certified, including a beneficiary of a retired member who is receiving a retirement allowance from the Teachers' Retirement System of Kentucky, except that a member who is receiving a retirement allowance from the Teachers' Retirement System and who is age sixty-five (65) or older shall not be included.

(2) (a) The secretary of the Finance and Administration Cabinet, upon the recommendation of the secretary of the Personnel Cabinet, shall procure, in compliance with the provisions of KRS 45A.080, 45A.085, and 45A.090, from one (1) or more health insurance companies or from one (1) or more health maintenance organizations authorized to do business in this state, a policy or policies of group health care coverage including, but not limited to, indemnity, health maintenance organization (HMO), preferred provider organization (PPO), point of service (POS), and exclusive provider organization (EPO) benefit plans encompassing all or any class or classes of state employees. Health insurance coverage provided to state employees under this section shall, at a minimum, contain the same benefits as provided under Kentucky Kare Standard as of January 1, 1994. All state employees and other persons for whom the health care coverage is provided or made available shall annually be given an option to elect health care coverage through a self-funded plan offered by the state or, if a self-funded plan is not available, from a list of coverage options determined by the competitive bid process under the provisions of KRS 45A.080, 45A.085, and 45A.090 and made available during annual open enrollment. For calendar year 2001 only, an emergency shall exist when any county in which only one (1) health insurance company offers a single plan to state employees and, subsequent to the open enrollment period, the health insurance company fails to maintain at least sixty-five percent (65%) of its contracts within the geographic region with specialty physicians who were participating in the network at the time of open enrollment. The Finance and Administration Cabinet shall immediately notify the Governor, the Legislative Research Commission, and the secretary of the Personnel Cabinet and shall be authorized to immediately negotiate and contract with additional health insurance companies for additional plans to serve any county without meeting the requirements of the Model Procurement Code under KRS Chapter 45.

(b) The policy or policies shall be approved by the commissioner of insurance and may contain the provisions he approves, whether or not otherwise permitted by the insurance laws.

(c) Any carrier bidding to offer health care coverage to members of the state group shall agree to provide coverage to all members of the state group, including both active employees and retirees within the county or counties specified in its bid. Furthermore, any carrier bidding to offer health care coverage to members of the state group shall also agree to rate all such members of the state group as a single entity, except for those retirees whose former employers insure their active employees outside the state health insurance program.

(d) Any carrier bidding to offer health care coverage to any member of the state group shall agree to provide enrollment, claims, and utilization data to the Commonwealth in a format specified by the Personnel Cabinet with the understanding that the data shall be owned by the Commonwealth; to provide data in an electronic form and within a time frame specified by the Personnel Cabinet; and to be subject to penalties for noncompliance of data reporting requirements as specified by the Personnel Cabinet. The Personnel Cabinet shall take strict precautions to protect the confidentiality of each individual member; however, confidentiality assertions shall not relieve a carrier from the requirement of providing stipulated data to the Commonwealth.

(e) The Personnel Cabinet shall develop the necessary techniques and capabilities for timely analysis of data received from carriers and, to the extent possible, provide in the request-for-proposal specifics relating to data requirements, electronic reporting, and penalties for noncompliance. The Commonwealth shall own the enrollment, claims, and utilization data provided by each carrier and shall develop methods to protect the confidentiality of the individual. The Personnel Cabinet shall provide to the General Assembly in June of each year an analysis of enrollment, claims, utilization data of all carriers for the prior plan year ending December 31, and on the financial stability of the program. The report shall include, but not be limited to, loss ratios, methods of risk adjustment, measurements of carrier quality of service, prescription coverage and cost management, paid dependent coverage, and statutorially required mandates. If state self-insurance was available as a carrier option, the report also shall provide a detailed financial analysis of the self-insurance fund including, but not limited to, loss ratios, reserves, and reinsurance agreements.

(f) If any agency participating in the state employee health insurance program for its active members terminates participation in the state employee health insurance program for its active members and there is a state appropriation for the employer's contribution for active employees' health insurance coverage, neither the agency nor the employees shall receive the state-funded contribution after termination from the state employee health insurance program.

(g) Any funds in flexible spending accounts that remain after all reimbursements have been processed shall be transferred to the credit of the state health insurance plan's appropriation account.

(3) The secretary of the Finance and Administration Cabinet, upon the recommendation of the secretary of the Personnel Cabinet, may procure from one (1) or more dental insurance companies, one (1) or more nonprofit hospital, medical-surgical, dental, and health service corporations organized under Subtitle 32 of KRS Chapter 304, or one (1) or more prepaid dental plan organizations organized under Subtitle 43 of KRS Chapter 304, a policy or policies of group dental insurance or prepaid dental plan coverage encompassing all or any class or classes of state employees. All state employees for whom the dental insurance or prepaid dental plan coverage is provided shall annually be given an option to elect either standard dental insurance coverage or coverage by a prepaid dental plan. The policy or policies shall be approved by the commissioner of insurance and may contain the provisions he approves, whether or not otherwise permitted by the insurance laws. It is intended that either dental insurance or prepaid dental plan coverage may be made available for state employees, except that the procuring of each is permissive.

(4) The premiums may be paid by the policyholder:

(a) Wholly from funds contributed by the insured employee, by payroll deduction or otherwise;

(b) Wholly from funds contributed by any department, board, agency, or branch of state, municipal, urban-county, charter county, or county government; or

(c) Partly from each, except that any premium due for health care coverage or dental coverage, if any, in excess of the premium amount contributed by any department, board, agency, or branch of state, municipal, urban-county, charter county, or county government for any other health care coverage shall be paid by the employee.

(5) If an employee moves his place of residence or employment out of the service area of a managed health care plan or of a prepaid dental plan, under which he has elected coverage, into either the service area of another managed health care plan or prepaid dental plan or into an area of the state not within a managed health care plan service area or prepaid dental plan service area, the employee shall be given an option, at the time of the move or transfer, to change his or her coverage to another health care plan or dental plan.

(6) No payment of premium by any department, board, agency, or branch of state, municipal, urban-county, charter county, or county government shall constitute compensation to an insured employee for the purposes of any statute fixing or limiting the compensation of such an employee. Any premium or other expense incurred by any department, board, agency, or branch of state, municipal, urban-county, charter county, or county government shall be considered a proper cost of administration.

(7) The policy or policies may contain the provisions with respect to the class or classes of employees covered, amounts of insurance or coverage for designated classes or groups of employees, policy options, terms of eligibility, continuation of insurance or coverage after retirement, and other provisions the commissioner of insurance may approve.

(8) The policy or policies shall contain the provision that employees or retired employees shall be allowed to change health care plans during the reopening period without any limitation for pre-existing conditions if the employee has met the pre-existing condition limitation upon initial employment or reemployment with the group.

(9) The secretary of the Finance and Administration Cabinet is authorized to perform all acts necessary or advisable for the purpose of contracting for and maintaining health care coverage and dental coverage under the provisions of this section.

(10) Group rates under this section shall be made available to the disabled child of a state employee regardless of the child's age if the entire premium for the disabled child's coverage is paid by the state employee. A child shall be considered disabled if he has been determined to be eligible for federal Social Security disability benefits.

(11) The health care contract or contracts for state employees shall be entered into for a period of not less than one (1) year.

(12) The secretary shall appoint twenty-eight (28) persons to an Advisory Committee of State Health Insurance Subscribers to advise the secretary or his designee regarding the state health insurance program for state employees. The secretary shall appoint, from a list of names submitted by appointing authorities, members representing school districts from each of the seven (7) Supreme Court districts, members representing state government from each of the seven (7) Supreme Court districts, two (2) members representing retirees under age sixty-five (65), one (1) member representing local health departments, two (2) members representing the Kentucky Teachers' Retirement System, and three (3) members at large. The secretary shall also appoint two (2) members from a list of five (5) names submitted by the Kentucky Education Association, two (2) members from a list of five (5) names submitted by the largest state employee organization of

nonschool state employees, and two (2) members from a list of names consisting of five (5) names submitted by each state employee organization that has two thousand (2,000) or more members on state payroll deduction. The advisory committee shall be appointed in January of each year and shall meet quarterly.

(13) Notwithstanding any other provision of law to the contrary, the policy or policies provided to state employees pursuant to this section shall not provide coverage for obtaining or performing an abortion, nor shall any state funds be used for the purpose of obtaining or performing an abortion on behalf of state employees or their dependents.

(14) Interruption of an established treatment regime with maintenance drugs shall be grounds for an insured to appeal a formulary change through the established appeal procedures approved by the Personnel Cabinet, if the physician supervising the treatment certifies that the change is not in the best interests of the patient.

(15) If a state employee's residence and place of employment are in the same county, and if the hospital located within that county does not offer surgical services, intensive care services, obstetrical services, level II neonatal services, diagnostic cardiac catheterization services and magnetic resonance imaging services, the employee may select a plan available in a contiguous county that does provide those services, and the state contribution for the plan shall be the amount available in the county where the plan selected is located.".

Representative Thomas moved that the House refuse to concur in the Senate Floor Amendment No. 7 to **HB 846**. Agreed.

HB 387, with Senate Floor Amendment attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage for concurrence or non concurrence in Senate amendment. Agreed.

The Senate Floor Amendment No. 1 to **HB 387** is as follows:

HB 387, On page 3, after line 4, insert the following new section to read as follows:

"SECTION 3. A NEW SECTION OF KRS CHAPTER 183 IS CREATED TO READ AS FOLLOWS:

(1) All statutes to the contrary notwithstanding, any property owner who resides in a county with a population of thirty thousand (30,000) or greater, and who owns at least one thousand five hundred (1,500) contiguous acres, may construct a landing strip for their personal use that is capable of handling two (2) private aircraft. The landing strip shall not be used for public or commercial purposes.

(2) The landing strip authorized under this section shall meet all regulations or standards promulgated by the Federal Aviation Administration concerning areas regulated for the safe maneuvering approach and landing of aircraft.

(3) All local governments shall be prohibited from regulating landing strips authorized under this section and shall be prohibited from enacting planning and zoning ordinances contrary to the provisions of this section.".

Representative Nesler moved that the House concur in the Senate Floor Amendment No. 1 to **HB 387**. Agreed.

Representative Nesler moved that **HB 387**, as amended by the Senate, be passed.

On the roll call the vote was: **Yeas 78, Nays 1**. (See April 2, 2002, roll call on **HB 387** - Appendix.)

HB 387, as amended by the Senate, was passed and the title agreed to.

Representative Nesler moved that the vote by which **HB 387**, as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 662, with Senate Committee Amendment attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage for concurrence or non concurrence in Senate amendment. Agreed.

The Senate Committee Amendment No. 1 to **HB 662** is as follows:

HB 662, On page 9, line 25, delete "*3*" and insert "*4*" in lieu thereof;

On page 10, line 6, delete "*3*" and insert "*4*" in lieu thereof; and

On page 10, line 8, delete "*3*" and insert "*4*" in lieu thereof.

Representative Haydon moved that the House concur in the Senate Committee Amendment No. 1 to **HB 662**. Agreed.

Representative Haydon moved that **HB 662**, as amended by the Senate, be passed.

On the roll call the vote was: **Yeas 84, Nays 3**. (See April 2, 2002, roll call on **HB 662** - Appendix.)

HB 662, as amended by the Senate, was passed and the title agreed to.

Representative Haydon moved that the vote by which **HB 662**, as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 821, with Senate Floor Amendment attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage for concurrence in Senate amendment. Agreed.

The Senate Floor Amendment No. 1 to **HB 821** is as follows:

HB 821, On page 8, after line 8 by adding:

"***(16) If a state employee's residence and place of employment are in the same county, and if the hospital located within that county does not offer surgical services, intensive care services, obstetrical services, level II neonatal services, diagnostic cardiac catheterization services and magnetic resonance imaging services, the employee may select a plan available in a contiguous county that does provide those services, and the state contribution for the plan shall be the amount available in the county where the plan selected is located.***".

Representative Pullin moved that the House refuse to concur in the Senate Floor Amendment No. 1 to **HB 821**. Agreed.

SB 80, with Committee Substitute attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Collins moved the adoption of the Committee Substitute to **SB 80**. Agreed.

Representative Collins moved that **SB 80**, by way of Committee Substitute, be passed.

On the roll call the vote was: **Yeas 92, Nays 1**. (See April 2, 2002, roll call on **SB 80** - Appendix.)

SB 80, by way of Committee Substitute, was passed and the title agreed to.

Representative Collins moved that the vote by which **SB 80**, by way of Committee Substitute, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 372 with Senate Committee Substitute and Senate Committee Amendment attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage for concurrence or non concurrence in Senate amendment. Agreed.

The Senate Committee Substitute to **HB 372**, is as follows:

HB 372, AN ACT relating to tourism development.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 42.4588 is amended to read as follows:

(1) There is established within the Kentucky Economic Development Finance Authority a Local Government Economic Development Program to consist of a system of grants to counties to attract new industry.

(2) Grants obtained under this program shall be used for:

(a) Industrial development projects if an industrial firm has agreed with the local government, to the satisfaction of the Kentucky Economic Development Finance Authority, to develop, in conjunction with the industrial development project, manufacturing, processing, assembling, or other facilities approved by the ***secretary of***[~~commissioner of the Department for Coal County Development in~~] the Cabinet for Economic Development;

(b) Industrial development projects if the ***secretary of***[~~ commissioner of the Department for Coal County Development in~~] the Cabinet for Economic Development finds that the project is necessary for the creation of an environment for new industry in order to obtain an agreement from an industrial firm to develop manufacturing, processing, assembling, or other facilities approved by the ***secretary of the Cabinet for Economic Development***[~~commissioner of the Department for Coal County Development~~]; and

(c) Debt service for industrial development projects, as defined in subsection (2)(a) and (b) of this section, or for facilities approved by the ***secretary of***[~~commissioner of the Department for Coal County Development in~~] the Cabinet for Economic Development under the provisions of subsection (3) of this section.

(3) The ***secretary of***[~~commissioner of the Department for Coal County Development in~~] the Cabinet for Economic

Development may approve facilities, other than manufacturing, processing, or assembling facilities, for industrial development projects when the ***secretary***[~~commissioner~~] finds that the facility will add value to a product. Value-added facilities shall include data processing, telecommunication, and distribution facilities, but shall not include retail facilities or coal mining, coal processing, or coal transportation facilities. The ***secretary***[~~commissioner~~] may also approve privately-owned facilities for transient lodging and recreation where the ***secretary***[~~commissioner~~] finds that the cost of the recreation component of the facility is equal to, or greater than, the cost of the lodging component of the facility. The criteria for approval of applications for grants provided for in paragraphs (a), (b), and (c) of subsection (10) of this section shall be paramount in the case of lodging and recreational facilities.

(4) Applications for grants from funds provided for in KRS 42.4592(1)(a) and (b) shall be made by the legislative bodies of one (1) or more counties with accounts in the local government economic development fund. Applications for grants from funds provided for in KRS 42.4592(1)(c) shall be made by the legislative bodies of two (2) or more counties with accounts in the local government economic development fund. No grant shall be awarded without application for a grant.

(5) A grant may be awarded for an industrial development project located in a county that does not have an account in the local government economic development fund, if the ***secretary of***[~~commissioner of the Department for Coal County Development in~~] the Cabinet for Economic Development finds that the industrial development project may be reasonably expected to create jobs for residents of the local unit or units of government applying for the grant. Application for the grant shall be made by the legislative bodies of one (1) or more counties with accounts in the local government economic development fund.

(6) An industrial development project may include legal, accounting, engineering, and marketing expenses for a regional industrial park, in addition to the activities set forth in subsection (11)(a) of this section.

(7) Grants awarded from funds provided for in KRS 42.4592(1)(a) and (b) shall not exceed the total balance of the accounts of the applicant counties at the time of the award of the grant.

(8) Grants awarded under the provisions of subsection (2)(c) of this section may be for a period not to exceed the current biennium of the Commonwealth, and shall be limited to an amount not to exceed the amount estimated to be allocated to the applicant county or counties for the current biennium under the provisions of KRS 42.4592(1)(a) and (b).

(9) Approval of grant applications shall be by the ***secretary of***[~~commissioner of the Department for Coal County Development in~~] the Cabinet for Economic Development. Award of grants shall be by the Kentucky Economic Development Finance Authority.

(10) Criteria for approval of applications and the award of grants to be considered, if applicable, shall include:

(a) The number of jobs to be created or preserved, directly or indirectly, by the industrial development project;

(b) Payrolls, and the taxes generated, both at the state and local levels, by the industrial development project and taxes generated by the employment created or preserved by the industrial development project;

(c) The size, nature, and cost of the industrial development project, including the prospect of the industrial development project providing long-term jobs in enterprises consistent with the changing economies of the affected local units of government;

(d) The needs, and degree of needs, of the local units of government which will be affected by the industrial development project;

(e) The needs of any industrial firm benefiting from the industrial development project;

(f) The amount and kind of assistance, if any, available to an industrial firm from other government agencies through tax exemption or abatement, financing assistance through industrial development bonds, and otherwise, with respect to the industrial development project;

(g) The amount of capital made available to the facility by lenders and by the industrial firm; and

(h) The economic feasibility of the facility.

(11) For purposes of this section:

(a) "Industrial development project" includes the acquisition of any real estate and the construction, acquisition, and installation thereon and with respect thereto of improvements and facilities necessary and useful for the improvement of the real estate for conveyance to or lease to industrial firms to be used for manufacturing, processing, or assembling purposes, including surveys; site tests and inspections; subsurface site work; excavation, removal of structures, roadways, cemeteries, and other surface obstructions; filling, grading, and provision of drainage; storm water retention; installation of utilities, such as water, sewer, sewage treatment, gas, electricity, communication, and other similar facilities; off-site construction of utility extensions to the boundaries of the real estate; construction and installation on the real estate of the industrial firm of buildings, including buildings to be used for worker training and education; rail facilities; roads; sidewalks; curbs; other improvements to the real estate necessary to its manufacturing, processing, assembling, or other approved use by industrial entities; workforce training; and job development incentive grants;

(b) "Industrial firm" means any corporation, limited liability company, limited liability partnership, partnership, person, or other legal entity, whether domestic or foreign, which will itself or through its subsidiaries and affiliates construct and develop a manufacturing, processing, assembling, or other approved facility on the site of an industrial development project financed pursuant to this section;

(c) "Job development incentive grant" means an award to a county of funds from its account administered by the Kentucky Economic Development Finance Authority pursuant to KRS 42.4592(1)(a) and (b) for the use by the county to encourage job development for those industrial development projects located in that county which create at least twenty-five (25) new full-time jobs held by Kentucky residents who receive a minimum wage of at least one hundred thirty percent (130%) of the federal minimum wage. Each job development incentive grant ***shall be***[~~is~~] limited to five thousand dollars ($5,000) for each job created which fulfills the requirements of this subsection. The industrial firm receiving the job development incentive grant shall pay its employees at the project site an average wage equal to or greater than one hundred fifty percent (150%) of the federal minimum wage and shall invest at least ten thousand dollars ($10,000) per new job created. After a fiscal court has received authorization for the job development grant by the Kentucky Economic Development Finance Authority, the county, the industrial firm, and the Kentucky Economic Development Finance Authority shall enter into an agreement committing the grant funds to be disbursed at such time as the industrial firm certifies the authenticity of the following information to be delivered to the county:

1. The industrial firm has made at least the minimum investment required;
2. At least twenty-five (25) new full-time Kentucky jobs have been created at the project site by the industrial firm;
3. No employee at the project site is paid a salary by the industrial firm which is less than one hundred thirty percent (130%) of the federal minimum wage;
4. The employees at the project site are paid an average wage by the industrial firm at least equal to one hundred fifty percent (150%) of the federal minimum wage;
5. Each employee hired for the project by the industrial firm shall have worked on a full-time basis at the minimum wages described in this section at least twelve (12) full consecutive months at the site prior to any grant funds disbursement; and
6. No job created by the industrial firm after twenty-four (24) months from the date of the first eligible hire at the project site shall be considered for the grant.

If the county is satisfied the information provided is accurate and qualifies the industrial firm for the job development incentive grant as described in the agreement, it shall forward the certified information to the Department for Coal County Development, Cabinet for Economic Development which shall make the job development grant disbursement upon sufficient evidence that all terms of the agreement have been met; and

(d) "Regional industrial park" means an industrial development project authorized for a grant award by the Kentucky Economic Development Finance Authority for a minimum of three (3) counties eligible for grant funds provided for in KRS 42.4592(1)(c), which coalition may include a county as approved under subsection (5) of this section.

(12) Findings by the *secretary of*[~~commissioner of the Department for Coal County Development in~~] the Cabinet for Economic Development, provided for in subsections (2)(b), (3), and (5) of this section, shall be made in writing to the affected counties, the Governor, and the Legislative Research Commission.

(13) By October 1 of each odd-numbered year, the *secretary of the*[~~commissioner of the Department for Coal County Development,~~] Cabinet for Economic Development shall provide, in writing, to the Governor and the Legislative Research Commission a listing of all applications for grants received pursuant to this section subsequent to the last report, indicating which applications were approved or disapproved, with the reason for disapproval when the decision was to disapprove, and a listing of all grants awarded, with the amount of the award, the recipient county, and the related industrial development project.

Section 2. KRS 42.4585 is amended to read as follows:

(1) A portion of each quarterly transfer of moneys provided for in KRS 42.4582 shall be transferred from the local government economic development fund into the local government economic assistance fund according to the following schedule:

(a) Effective July 1, 1992, an amount equal to eighty percent (80%) of each quarterly transfer;

(b) Effective July 1, 1993, an amount equal to sixty-six and seven-tenths percent (66.7%) of each quarterly transfer;

(c) Effective July 1, 1994, an amount equal to forty-eight percent (48%) of each quarterly transfer; and

(d) Effective July 1, 1995, and thereafter, an amount equal to twenty-four percent (24%) of each quarterly transfer.

The transfers shall be made quarterly.

(2) The amount transferred annually from the local government economic development fund into the local government economic assistance fund under the provisions of subsection (1) of this section shall *be* not [~~be~~] less than an amount equal to *fifteen*[~~thirteen~~] percent *(15%)*[~~(13%)~~] of the severance and processing taxes on coal collected annually.

(3) The quarterly calculation and transfer of funds pursuant to subsections (1) and (2) of this section shall be made only after

the quarterly installment of the annual nineteen million dollars ($19,000,000) allocation of coal severance tax revenues has been credited to the benefit reserve fund within the Kentucky Workers' Compensation Funding Commission as required by KRS 342.122.

Section 3. KRS 65.680 is amended to read as follows:

As used in KRS 65.680 to 65.699:

(1) ***"Activation date" means the date established in the grant contract at any time in a two (2) year period after the date of approval of the grant contract by the economic development authority or the tourism development authority, as appropriate. The economic development authority or tourism development authority, as appropriate, may extend this two (2) year period to no more than four (4) years upon written application of the agency requesting the extension. To implement the activation date, the agency who is a party to the grant contract shall notify the economic development authority or the tourism development authority, as appropriate, the Revenue Cabinet, and other taxing districts that are parties to the grant contract when the implementation of the increment authorized in the grant contract shall occur;***

(2) "Agency" means an urban renewal and community development agency established under KRS Chapter 99; a development authority established under KRS Chapter 99; a nonprofit corporation established under KRS Chapter 58; an air board established under KRS 183.132 to 183.160; a local industrial development authority established under KRS 154.50-301 to 154.50-346; a riverport authority established under KRS 65.510 to 65.650; or a designated department, division, or office of a city or county;

(3) "Assessment" means the job development assessment fee authorized by KRS 65.6851, which the governing body may elect to impose throughout the development area;

(4) "Brownfield site" means real property, the expansion, redevelopment, or reuse of which may be complicated by the presence or potential presence of a hazardous substance, pollutant, or contaminant;

(5)[~~(2)~~] "City" means any city or urban-county;

(6)[~~(3)~~] "Commencement date" means the date a development area is established, as provided in the ordinance creating the development area;

(7) "Commonwealth" means the Commonwealth of Kentucky;

(8)[~~(4)~~] "County" means any county or charter county;

(9)[~~(5)~~] ***"CPI" means the non-seasonally adjusted Consumer Price Index for all urban consumers, all items (base year computed for 1982 to 1984 equals one hundred (100)), published by the United States Department of Labor, Bureau of Labor Statistics;***

(10) "Debt charges" means the principal, including any mandatory sinking fund deposits, interest, and any redemption premium, payable on increment bonds as the payments come due and are payable and any charges related to the payment of the foregoing;

(11)[~~(6)~~] "Development area" means a contiguous geographic area, which may be within one (1) or more cities or counties, defined and created for economic development purposes by an ordinance of a city or county in which one (1) or more[~~economic development~~] projects are proposed to be located***, except that for any development area for which increments are to include revenues from the Commonwealth, the contiguous geographic area shall satisfy the requirements of Section 14 or 15 of this Act***;

(12)[~~(7)~~] "Economic development ***authority" means the Kentucky Economic Development Finance Authority as created in KRS 154.20-010***[~~project" means any property, asset, or improvement certified by the governing body, which certification is conclusive as:~~

~~(a) Being for a public purpose;~~

~~(b) Being for economic development purposes;~~

~~(c) Being in or related to a development area; and~~

~~(d) Having an estimated life or period of usefulness of one (1) year or more, including, but not limited to, real estate, buildings, personal property, equipment, furnishings, and site improvements and reconstruction, rehabilitation, renovation, installation, improvement, enlargement, and extension of property, assets, or improvements so certified as having an estimated life or period of usefulness of one (1) year or more;~~

~~(8) "Economic development purposes" means the development of facilities for residential, commercial, industrial, public, recreational, or other uses, or for open space, or any combination thereof, which is determined by the governing body establishing the development area as contributing to economic development;~~

~~(9) "Financing agreement" means an agreement made between cities, counties, or a combination thereof providing for the release of increments under the authority of KRS 65.680 to 65.699~~];

(13) "Enterprise Zone" means an area designated by the Enterprise Zone Authority of Kentucky to be eligible for the benefits of KRS 154.45-010 to KRS 154.45-110;

(14)[~~(10)~~] "Governing body" means the body possessing legislative authority in a city or county;

(15) "Grant contract" means:

(a) That agreement with respect to a development area established under Section 9 of this Act, by and among an agency and one (1) or more taxing districts other than the Commonwealth, by which a taxing district permits the payment to an agency of an amount equal to a portion of increments other than revenues from the Commonwealth received by it in return for the benefits accruing to the taxing district by reason of one (1) or more projects in a development area; or

(b) That agreement, including with respect to a development area satisfying the requirements of Section 14 or 15 of this Act, a master agreement and addenda to the master agreement, by and among an agency, one (1) or more taxing districts, and the economic development authority or the tourism development authority, as appropriate, by which a taxing district permits the payment to an agency of an amount equal to a portion of increments received by it in return for the benefits accruing to the taxing district by reason of one (1) or more projects in a development area;

(16)[~~(11)~~] "Increment bonds" means bonds and notes issued for the purpose of paying the costs of one (1) or more[~~ economic development~~] projects in a development area, the payment of which is secured solely by a pledge of increments or by a pledge of increments and other sources of payment that are otherwise permitted by law to be pledged or used as a source of payment of the bonds or notes;

(17)[~~(12)~~] "Increments" means ***the***[~~that~~] amount of ***revenues***[~~revenue due to be~~] received by ***any taxing district***[~~a city or county~~], determined by subtracting the amount of old revenues from the amount of new revenues ***in the calendar year***[~~, including assessments, if any,~~] with respect to a development area ***and for which the taxing district or districts and the agency have agreed upon under the terms of a grant contract;***

(18) "Infrastructure development" means the acquisition of real estate within a development area meeting the requirements of Section 14 of this Act and the construction or improvement, within a development area meeting the requirements of Section 14 of this Act of roads and facilities necessary or desirable for improvements of the real estate, including surveys; site tests and inspections; environmental remediation; subsurface site work; excavation; removal of structures, roadways, cemeteries, and other underground and surface obstructions; filling, grading, and provision of drainage, storm water retention, installation of utilities such as water, sewer, sewage treatment, gas, and electricity, communications, and similar facilities; and utility extensions to the boundaries of the development area meeting the requirements of Section 14 of this Act;

(19)[~~(13)~~] "Issuer" means a city***,***[~~ or~~] county***, or an agency*** issuing increment bonds;

(20)[~~(14)~~] "New revenues" means the ***amount of*** revenues received with respect to a development area in any ***calendar*** year after the ***activation***[~~commencement~~] date for ***a***[~~the~~] development area***:***

(a) Established under Section 9 of this Act, the ad valorem taxes other than the school and fire district portions of the ad valorem taxes received from real property generated from the development area and properties sold within the development area, and occupational license fees not otherwise used as a credit against an assessment, and all or a portion of assessments as determined by the governing body; or

(b) Satisfying the requirements of Section 14 of this Act, the ad valorem taxes other than the school and fire district portions of the ad valorem taxes received from real property generated from the development area and properties sold within the development area; or

(c) Satisfying the requirements of Section 15 of this Act, the ad valorem taxes, other than the school and fire district portions of the ad valorem taxes, received from real property, Kentucky individual income tax, Kentucky sales and use taxes, local insurance premium taxes, occupational license fees or other such state taxes as may be determined by the Revenue Cabinet to be applicable to the project and specified in the grant contract, generated from the primary project entity within the development area minus relocation revenue[~~and may include all or a portion of the assessments as determined by the governing body~~];

(21)[~~(15)~~] "Old revenues" means the amount of revenues received with respect to a development area***:***

(a) Established under Section 9 of this Act, in the last ***calendar*** year prior to the commencement date for the development area***, revenues which constitute ad valorem taxes other than the school and fire district portions of ad valorem taxes received from real property in the development area and occupational license fees generated from the development area; or***

(b) Satisfying the requirements of Section 14 of this Act, in the last calendar year prior to the commencement date for the development area, revenues which constitute ad valorem taxes other than the school and fire district portions of ad valorem taxes received from real property in the development area; or

(c) Satisfying the requirements of Section 15 of this Act, in the period of no longer than three (3) calendar years prior to the commencement date, the average as determined by the Revenue Cabinet to be a fair representation of revenues derived from ad valorem taxes, other than the school and fire district portions of ad valorem taxes, from real property in the development area, and Kentucky individual income tax, Kentucky sales and use taxes, local insurance premium taxes, occupational license fees and other such state taxes as may be determined by the Revenue Cabinet as specified in the grant contract generated from the development area. With respect to this paragraph, if the development area was within an active enterprise zone for the period used by the Revenue Cabinet for measuring old revenues, then the calculation of old revenues shall include the amounts of ad

valorem taxes, other than the school and fire district portions of ad valorem taxes, that would have been generated from real property, Kentucky individual income tax, Kentucky sales and use taxes, local insurance premium taxes, occupational license fees and other such state taxes as may be determined by the Revenue Cabinet as specified in the grant contract, were the development area not within an active enterprise zone. With respect to this paragraph, if the primary project entity generated old revenue prior to the commencement date in the development area or revenues were derived from the development area prior to the commencement date of the development area, then revenues shall increase each calendar year by the percentage increase of the consumer price index, if any;

(22)[~~(16)~~] "Outstanding" means increment bonds that have been issued, delivered, and paid for, except any of the following:

(a) Increment bonds canceled upon surrender, exchange, or transfer, or upon payment or redemption;

(b) Increment bonds in replacement of which or in exchange for which other bonds have been issued; or

(c) Increment bonds for the payment, or redemption or purchase for cancellation prior to maturity, of which sufficient moneys or investments, in accordance with the ordinance or other proceedings or any applicable law, by mandatory sinking fund redemption requirements, or otherwise, have been deposited, and credited in a sinking fund or with a trustee or paying or escrow agent, whether at or prior to their maturity or redemption, and, in the case of increment bonds to be redeemed prior to their stated maturity, notice of redemption has been given or satisfactory arrangements have been made for giving notice of that redemption, or waiver of that notice by or on behalf of the affected bond holders has been filed with the issuer or its agent;

(23) "Primary project entity" means the entity responsible for control, ownership and operation of the project within a development area satisfying the requirements of Section 15 of this Act which generates the greatest amount of new revenues or, in the case of a proposed development area satisfying the requirements of Section 15 of this Act, is expected to generate the greatest amount of new revenues;

(24) "Project" means, for purposes of a development area:

(a) Established under Section 9 of this Act, any property, asset, or improvement certified by the governing body, which certification is conclusive as:

1. Being for a public purpose;

2. Being for the development of facilities for residential, commercial, industrial, public, recreational, or other uses, or for open space, or any combination thereof, which is determined by the governing body establishing the development areas as contributing to economic development;

3. Being in or related to a development area; and

4. Having an estimated life or period of usefulness of one (1) year or more, including, but not limited to, real estate, buildings, personal property, equipment, furnishings, and site improvements and reconstruction, rehabilitation, renovation, installation, improvement, enlargement, and extension of property, assets, or improvements so certified as having an estimated life or period of usefulness of one (1) year or more;

(b) Satisfying the requirements of Section 14 of this Act; an economic development project defined under Section 19 of this Act, Section 32 of this Act, or Section 37 of this Act; or a tourism attraction project defined under KRS 148.851; or

(c) Satisfying the requirements of Section 15 of this Act, the development of facilities for:

1. The transportation of goods or persons by air, ground, water, or rail;

2. The transmission or utilization of information through fiber-optic cable or other advanced means;

3. Commercial, industrial, recreational, tourism attraction, or educational uses; or

4. Any combination thereof;

(25) "Relocation revenue" means the ad valorem taxes, other than the school and fire district portions of ad valorem taxes, from real property, Kentucky individual income tax, Kentucky sales and use taxes, local insurance premium taxes, occupational license fees and other such state taxes as specified in the grant contract, received by a taxing district attributable to that portion of the existing operations of the primary project entity located in the Commonwealth and relocating to the development area satisfying the requirements of Section 15 of this Act;

(26) "Special fund" means a special fund created in accordance with KRS 65.688 into which increments are to be deposited;

(27) "Taxing district" means a city, county, or other taxing district that encompasses all or part of a development area, or the Commonwealth, but does not mean a school district or fire district;

[~~(17) "Revenue collector" means any official charged with collecting revenues in a development area;~~

~~(18) "Revenues" means ad valorem revenues, occupational license fees, and assessments received by the city or county creating a development area and by each city and county that is a party to a financing agreement related to that development area;~~

~~(19) "Special fund" means a special fund created in accordance with KRS 65.688 into which increments are to be deposited;~~]

(28)[~~(20)~~] "Termination date" means the date on which *a*[~~the~~] development area shall cease to exist, which *for purposes of a development area:*

(a) Established under Section 9 of this Act, shall be for a period of no longer than twenty (20) years from the commencement date and set forth in the grant contract. Increment bonds shall not mature on a date beyond the termination date established by this paragraph; or

(b) Satisfying the requirements of Section 14 of this Act, shall be for a period of no longer than twenty (20) years from the commencement date and set forth in the grant contract constituting a master agreement, except that for an addendum added to the master agreement for each project in the development area, the termination date may be extended to no longer than twenty (20) years from the date of each addendum; or

(c) Satisfying the requirements of Section 15 of this Act, shall be for a period of no longer than twenty (20) years from the activation date of the grant contract. Increment bonds shall not mature on a date beyond the termination date established by this subsection[~~date shall be no earlier than the date any increment bonds secured by increments from a development area are no longer outstanding~~];[~~ and~~]

(29)[~~(21)~~] *"Tourism development authority" means the Tourism Development Finance Authority as created in KRS 148.850; and*

(30) "Project costs" mean the total private and public capital costs of a project[~~"Year" means January 1 to December 31 of the same calendar year~~].

Section 4. KRS 65.682 is amended to read as follows:

The General Assembly finds and declares that economic development created by the development of[~~ economic development~~] projects to support economic revitalization and improvement in a development area which results in the increase in the value of property located in a development area or results in increased employment opportunities within or around a development area serves a public purpose*; and that the authority prescribed by KRS 65.680 to 65.699 and the purposes to be accomplished thereunder, are proper governmental and public purposes for which public moneys may be expended; and that the creation or expansion of development areas is of paramount importance mandating that the provisions of KRS 65.680 to 65.699 be liberally construed and applied in order to advance public purposes*.

Section 5. KRS 65.684 is amended to read as follows:

For any development area for which increments do not include revenues from the Commonwealth, in addition to any other powers conferred by law, any city or county may exercise any powers necessary or convenient to carry out the purposes of KRS 65.680 to 65.699, including the power to:

(1) Create development areas and to define their boundaries;

(2) Undertake[~~ economic development~~] projects;

(3) Issue increment bonds and pledge increments to the payment of debt charges on those increment bonds;

(4) Create a special fund established for the deposit of increments and other funds that may be used or pledged for the payment of increment bonds and to pay the costs of[~~ economic development~~] projects;

(5) Utilize increments to pay the costs of economic development projects and for the payment of amounts due on increment bonds; and

(6) Impose *assessments*[~~job development assessment fees~~].

Section 6. KRS 65.6851 is amended to read as follows:

For any development area for which increments do not include revenues from the Commonwealth:

(1) Any governing body establishing a development area may impose *an*[~~a job development~~] assessment[~~ fee~~] on each person employed in the development area*, as a condition of employment,* whose job was newly created as a result of *a*[~~an economic development~~] project[~~ begun on or after January 1, 2002~~], and as determined by the policies and procedures established by the governing body, subject to the conditions in subsection (6) of this section, and who is subject to the state tax imposed by KRS 141.020. A job shall not be deemed to be newly created under this section if it occurs due to the relocation of jobs from another location within the Commonwealth.

(2) *Subject to Section 7 of this Act,* the total assessment levied by all the governing bodies within the development area shall not exceed an amount equal to *two*[~~three~~] percent *(2%)*[~~(3%)~~] of the gross wages of the employee.

(3) Each person so assessed shall be entitled to credits against *local occupational license fees, if a local occupational license fee is then in existence and not otherwise totally used as a credit against assessments imposed under Subchapter 23, 24, or 26 of KRS Chapter 154,*[~~Kentucky income tax~~] equal to the assessment[~~ fee~~] withheld from wages during the *calendar* year[~~ as provided by KRS 141.310 and 141.350~~] so long as the amount does not exceed the amount of the assessment itself.[~~ The approved company shall determine the applicable tax credit for each of its employees using the methods set forth in KRS 141.347.~~]

(4) Subsequent to the establishment of a development area by one (1) governing body, no other governing body may levy an assessment in any portion of the development area that would cause the total assessment in any portion of the development area to exceed *two*[~~three~~] percent *(2%)*[~~(3%)~~] of the gross wages of the employee*, subject to Section 7 of this Act*. If more

than one (1) governing body jointly establishes a development area, the governing bodies that establish the development area shall agree upon the amount of the assessment and the manner by which the assessment is to be prorated among the governing bodies establishing the development area.

(5) Any assessment of employees in connection with their employment at ***a***[~~an economic development~~] project levied under this section shall permanently lapse on the date:

(a) Any bonds issued in connection with acquiring or developing the infrastructure of a development area[~~ or a qualified development area~~], in accordance with KRS 65.680 to 65.699, are retired; or

(b) Any loans or other financing incurred in connection with the establishment of a development area[~~ or a qualified development area~~] mature or are prepaid in full.

(6) For the purposes of this section:

(a) The development area shall be a previously undeveloped tract of land;

(b) No more than five hundred (500) acres may be approved in any twelve (12) month period in any county; ***and***

(c) Acceptable developments shall be limited to ***projects as defined in Section 3 of this Act***[~~ manufacturing, and technical developments as approved by the Commissioner of the New Economy;~~

~~(d) Each proposed development shall be evaluated by the Kentucky Economic Development Finance Authority in consultation with the Governor's Office of Economic Analysis for fiscal viability; and~~

~~(e) The amount of the total assessment for each company locating within the development area shall be subject to approval by the Office of the State Budget Director, the Finance and Administration Cabinet, and the Revenue Cabinet. Approval shall not be granted if it is determined that there is no net positive economic impact to the Commonwealth~~].

(7) Any agency that has established a development area under KRS 65.680 to 65.699 prior to the effective date of this Act, unless otherwise approved by the agency, shall continue to operate under the provisions of KRS 65.680 to 65.699 as determined by the policies and procedures established by the agency prior to the effective date of this Act.

Section 7. KRS 65.6853 is amended to read as follows:

For any development area for which increments do not include revenues from the Commonwealth:

(1) If a company, against whose employees an assessment is levied under ***Section 6 of this Act***[~~KRS 65.6851~~], enters into an agreement with the ***economic development authority***[~~Kentucky Economic Development Finance Authority~~] under ***Subchapter 23, 24, or 26 of*** KRS ***Chapter 154***[~~154.22-010 to 154.22-080, KRS 154.23-005 to 154.23-079, KRS 154.24-010 to 154.24-150, KRS 154.26-010 to 154.26-100, and KRS 154.28-010 to 154.28-100~~] allowing the company to ***impose***[~~assess~~] a job development assessment fee as part of that agreement, the total assessment levied against the employee ***for state inducements and the development area*** shall not exceed ***six percent (6%), subject to subsection (2) of this section***[~~the maximum assessment allowed under KRS 154.22-010 to 154.22-080, KRS 154.23-005 to 154.23-079, KRS 154.24-010 to 154.24-150, KRS 154.26-010 to 154.26-100, and KRS 154.28-010 to 154.28-100~~].

(2) ***If an eligible company under Subchapter 23, 24, or 26 of KRS Chapter 154 locates or expands within a development area, the assessment imposed under subsection (1) of Section 6 of this Act shall not exceed the lesser of two percent (2%) or the difference between two percent (2%) and the local occupational license fee used as a credit against the assessments granted under Subchapter 23, 24, or 26 of KRS Chapter 154***[~~When added with the job development assessment fees under KRS 65.6851, the total credits that an employee may claim against his or her Kentucky income tax imposed under KRS 141.020 shall not exceed the maximum total job development assessment fees under KRS 154.22-010 to 154.22-080, KRS 154.23-005 to 154.23-079, KRS 154.24-010 to 154.24-150, KRS 154.26-010 to 154.26-100, and KRS 154.28-010 to 154.28-100~~].

Section 8. KRS 65.6855 is amended to read as follows:

For any development area for which increments do not include revenues from the Commonwealth:

(1) The employees of any[~~ approved~~] company choosing to locate in a development area shall be subject to any assessments levied against them, and the[~~ approved~~] company shall not have the authority to reject an assessment.

(2) Each employer in the development area shall:

(a) Collect the assessment from its employees by deducting the assessment from each paycheck of its employees;

(b) Promptly remit the assessment to the ***official charged with collecting revenues in the development area***[~~revenue collector~~];

(c) Make its payroll books and records available to the ***official charged with collecting revenues in the development area***[~~revenue collector~~] at a reasonable time as specified by the governing body; and

(d) File with the ***official charged with collecting revenues in the development area***[~~revenue collector~~] any documentation with regard to the assessment as required by the governing body.

Section 9. KRS 65.686 is amended to read as follows:

(1) Any city or county may establish or modify a development area by:

(a) Holding a public hearing by its governing body or its designee at which interested parties are afforded a reasonable opportunity to express their views on the proposed creation or modification of a development area and its boundaries. Notice of the hearing shall:

1. Include a declaration that the purpose of the hearing is to afford interested parties an opportunity to express their views regarding the ***proposed*** development area;
2. Include a general description of the boundaries of the proposed development area;
3. State the time and place of the hearing; and
4. Be published in a local newspaper of general circulation at least seven (7) days but no more than twenty-one (21) days prior to the scheduled hearing date; and

(b) Adopting an ordinance which shall:

1. Describe the boundaries of the ***proposed*** development area with sufficiency to allow ordinary and reasonable certainty of the territory included. However, no ***proposed*** development area shall include property located in any other development area;
2. Create the development area on a date certain, which shall be referred to as the commencement date[~~, and, if deemed appropriate by the governing body, establish a termination date~~];
3. Assign a name to the ***proposed*** development area for identification purposes;
4. Contain findings that the designation of the proposed development area will result in the increase in the value of property located in the development area or result in increased employment within or around the development area, or both;
5. Approve the ***grant contract***[~~financing agreement~~], if any, relating to ***a***[~~the economic~~] development ***area***[~~project~~];
6. Establish***, if applicable,*** a special fund for that development area;
7. Contain any other findings, limitations, rules, or procedures regarding the ***proposed*** development area and its establishment or maintenance as deemed necessary by the governing body; and
8. ***Permit, if applicable, the levying of an assessment***[~~Levy the job development assessment fee, if any~~]; and

(c) Providing the ***official charged with collecting revenues in the development area***[~~revenue collector~~], if the ***official***[~~collector~~] is not an employee of the city or county designating the development area, with a description of the development area and any other information available which is needed to determine increments or new revenues.

(2) ***(a) For any development area for which increments do not include revenues from the Commonwealth,*** increments generated in a development area shall be submitted by the ***official charged with collecting revenues in the development area,***[~~revenue collector~~] to the city or county establishing the special fund for that development area, deposited to that special fund and used to pay the costs of[~~ economic development~~] projects or to pay debt charges on increment bonds, except that increments payable to any city or county other than the city or county establishing the[~~ economic~~] development area shall be submitted to that city or county as if no development area existed unless that city or county is a party to a ***grant contract***[~~financing agreement~~] that provides that some or all of the increments are to be submitted to a special fund.

(b) For any development area for which increments include revenues from the Commonwealth, increments paid by the city, county, or Commonwealth to the agency for which the development area is created shall be used to pay the costs of projects or to pay debt charges on increment bonds.

(3) The existence of a development area shall terminate on the termination date[~~ and if no termination date is established by the ordinance creating the development area, on the earlier of the termination date subsequently established by ordinance or the first December 31 that is at least thirty (30) years from the commencement date; however, any development area shall not be terminated as long as there are any increment bonds outstanding for which the revenues of the development area are pledged to the repayment thereof~~].

Section 10. KRS 65.688 is amended to read as follows:

For any development area for which increments do not include revenues from the Commonwealth, while increment bonds are outstanding, the issuer shall maintain a special fund which shall be pledged for the retirement of those increment bonds. ***Officials charged with collecting revenues in the development area***[~~Revenue collectors~~] shall, for each year a ***grant contract***[~~financing agreement~~] is in effect or any increment bonds are outstanding with respect to a development area, determine the amount of increments from the development area which they are charged with collecting and submit those increments for deposit in the special fund established by the governing body for that development area. Funds deposited in a special fund for the payment of increment bonds shall be disbursed at the times and in the amounts required to pay debt charges on those increment bonds. Accrued interest from the sale of increment bonds shall be deposited in the special fund pledged to the payment of those bonds. Amounts in a special fund which exceed the amount required to pay debt charges on related increment bonds in any fiscal year may accumulate in the special fund for the payment of future debt charges or to pay the costs of additional[~~ economic development~~] projects in the development area, or may be transferred by the governing body from the special fund under the terms of a ***grant contract***[~~financing agreement~~] or used for any lawful purpose.

Section 11. KRS 65.692 is amended to read as follows:

(1) Increment bonds may be issued to pay the costs of[~~ economic development~~] projects ***in the development area***. The provisions of KRS 66.021, 66.031, 66.041, 66.045, 66.071, 66.091, 66.121, 66.131, 66.141, 66.151, 66.171, 66.181, and 66.191 shall apply to the issuance of increment bonds ***insofar as they do not conflict with KRS 65.680 to 65.699; if they do conflict, KRS 65.680 to 65.699 shall apply***.

(2) Debt payments on increment bonds may be paid from increments, from any other funds of the issuer, or from funds identified in a ***grant contract***[~~financing agreement~~], or any combination thereof. If increment bonds are payable solely from increments, the issuer shall, prior to the issuance of the increment bonds, make a determination that the increments are adequate to make the debt payments so long as the increment bonds are outstanding.

(3) Increment bonds may also be issued to fund or refund all or any portion of outstanding increment bonds. Any increment bonds issued under this subsection shall mature as determined by the governing body consistent with ***the definition of termination date as contained in Section 3 of this Act and*** KRS 66.091[~~, but their maturity shall not be later than the date that would have been permitted by KRS 66.091, as of the date the original bonds were issued~~].

Section 12. KRS 65.694 is amended to read as follows:

Any city or county may pledge increments to the payment of increment bonds by an ordinance adopted by the governing body or by a ***grant contract***[~~financing agreement~~] adopted by ordinance. Any pledge of increments adopted under this section shall, as to the increments, but not as to any other revenues, be superior to any other pledge of revenues for any other purpose and shall, from the effective date of the ordinance to the termination date, supersede any statute or ordinance regarding the application or use of increments. No ordinance in conflict with an ordinance pledging increments shall be adopted while any increment bonds secured by that pledge remain outstanding. Ordinances pledging increments on a subordinate basis to any existing pledges may be adopted.

Section 13. KRS 65.696 is amended to read as follows:

For any development area for which increments do not include revenues from the Commonwealth:

(1) Upon establishment of a development area, any city or county may release, by a ***grant contract***[~~financing agreement~~] with any other city or county, increments expected to be collected by that city or county in the related development area for a period that does not extend beyond the termination date.

(2) The ***grant contract***[~~financing agreement~~] shall include the following provisions:

(a) The identity of each city and county participating in the financing agreement;

(b) A detailed description of each[~~ economic development~~] project that is the subject of the ***grant contract***[~~financing agreement~~], including an estimate of its costs of construction or acquisition and development;

(c) A detailed description of the development area;

(d) A detailed summary estimating old revenues collected and projected new revenues in the development area for each city and county that is a party to the ***grant contract***[~~financing agreement~~], on an annual basis, for the term of the proposed ***grant contract***[~~financing agreement~~];

(e) The maximum amount of increments to be released by the parties to the ***grant contract***[~~financing agreement~~], if any, and the maximum number of years the release will be effective, including an agreement to deposit the increments in a special fund created for that purpose, which, if any increment bonds are to be issued, shall be held by the issuer of the increment bonds;

(f) The times and procedures for depositing increments and other funds, if any, in the special fund to be established for the development area and any provisions relating to the collection of the increments;

(g) Any covenants regarding additional funds or to pay the costs of the[~~ economic development~~] projects;

(h) Any covenants regarding completion of the[~~ economic development~~] project;

(i) Terms of default and remedies, except that no remedy shall permit the withholding by any party to the ***grant contract***[~~financing agreement~~] of any increments to be deposited in the special fund identified in the ***grant contract***[~~financing agreement~~] so long as any increment bonds are outstanding that are secured by a pledge of those increments;[~~ and~~]

(j) ***The commencement date;***

(k) The termination date; and

(l) Any other provisions not inconsistent with KRS 65.680 to 65.699 that are deemed necessary or appropriate by the parties to the ***grant contract***[~~financing agreement~~].

SECTION 14. A NEW SECTION OF KRS 65.680 TO 65.699 IS CREATED TO READ AS FOLLOWS:

(1) A city, county, or agency shall submit an application to the Cabinet for Economic Development for approval of a development area for infrastructure development which includes revenues from the Commonwealth, the standards for which the Cabinet for Economic Development and the Tourism Development Cabinet shall establish through their

operating procedures or by the promulgation of administrative regulations in accordance with KRS Chapter 13A. The Cabinet for Economic Development shall determine whether the development area described in the application constitutes a project of the type described in this section. The Cabinet for Economic Development, upon its determination, shall assign the application to the economic development authority or the tourism development authority, as appropriate, for further consideration and approval.

(2) A development area for purposes of infrastructure development shall:

(a) 1. Consist of at least fifty (50) acres of undeveloped land, unless approved otherwise by the economic development authority or the to tourism development authority in consideration of the geography of the area; or

2. Consist of at least one (1) acre constituting a brownfield site; and

(b) 1. In the case of an economic development project, be under the control of, owned by, and operated by an agency at the commencement date; or

2. In the case of a tourism attraction project, be under the control of, leased by, owend by, or operated by an agency at the commencement date.

(3) With respect to each city, county, or agency that applies to the economic development authority or the tourism development authority for approval of a development area for infrastructure development, the economic development authority or the tourism development authority shall request materials and make all inquiries concerning the application the economic development authority or the tourism development authority deems necessary. Upon review of the application and requested materials, and completion of inquiries, the economic development authority or the tourism development authority may grant approval for:

(a) The development area for infrastructure development;

(b) Each project for which an application has been submitted to be located in the development area for infrastructure development, provided that each project approved for location in the development area for infrastructure development meets the criteria necessary in order to qualify for inducements under subchapters 22, 24, or 28 of KRS Chapter 154, or satisfies the requirements of a tourism development attraction defined under KRS 148.851;

(c) The percentage of the Commonwealth's portion of the increment that the Commonwealth agrees to distribute to the agency each year during the term of the grant contract;

(d) The maximum amount of costs for infrastructure development for which the increment may be distributed to the agency; and

(e) The master agreement constituting a grant contract and any addendum for each project approved for location in the development area for infrastructure development.

(4) Prior to any approval by the economic development authority or the tourism development authority, the economic development authority or the tourism development authority shall have received an ordinance adopted by the city or county creating the development area and establishing the percentage of increment that the city and county are distributing each year to the agency for use in the infrastructure development of the development area for which economic development authority or the tourism development authority approval is sought. The economic development authority or the tourism development authority shall not approve a percentage of the Commonwealth's portion of the increment to be distributed to the agency each calendar year with respect to a development area for infrastructure development greater than the percentage approved by the city or county creating the development area.

(5) The maximum amount of increment available for development areas for infrastructure development is one hundred percent (100%).

(6) The terms and conditions of each grant contract, including the master agreement constituting a grant contract and any addenda, are subject to negotiations between the economic development authority or the tourism development authority and the other parties to the grant contract. The grant contract shall include, but not be limited to, the following provisions: the activation date, the taxes to be included in the calculation of the increment, the percentage increment to be contributed by each taxing district, the maximum amount of infrastructure development costs, a description of the development area, the termination date, subject to extension through each addendum, and the requirement of the agency to annually certify to the economic development authority or the tourism development authority as to the use of the increment for payment of infrastructure development costs.

(7) (a) Any agency that enters into a grant contract for the release of any increments that may arise during the period of a grant contract shall, after each calendar year a grant contract is in effect, notify each taxing district obligated under the grant contract that an increment is due, and, in consultation with each taxing district, determine the respective portion of the total increment due from each taxing district. The agency shall then present the total increment due from the Commonwealth under the grant contract to the Revenue Cabinet for certification.

1. Upon notice from the agency, each taxing district obligated under the grant contract, other than the Commonwealth, shall release to the agency the respective portion of the total increment due under the *grant contract. The agency shall certify to the Revenue Cabinet on a calendar year basis the amount of the increment collected.*

2. *Upon certification of the total increment due from the Commonwealth by the Revenue Cabinet, the Cabinet is authorized and directed to transfer the increment to a tax increment financing account established and administered by the Finance and Administration Cabinet for payment of the Commonwealth's portion of the increment. Prior to disbursement by the Finance and Administration Cabinet of the funds from the tax increment financing account, the economic development authority or the tourism development authority shall notify the Finance and Administration Cabinet that the agency is in compliance with the terms of the grant contract. Upon notification, the Finance and Administration Cabinet is authorized and directed to release to the agency the Commonwealth's portion of the total increment due under the grant contract.*

(b) The Revenue Cabinet shall report to the economic development authority or the tourism development authority on a calendar year basis the amount of the total increment released to an agency.

(8) The Revenue Cabinet shall have the authority to establish operating procedures for the administration and determination of the Commonwealth's increment.

(9) The Revenue Cabinet or agency shall have no obligation to refund or otherwise return any of the increment to the taxpayer from whom the increment arose or is attributable. Further, no additional increment resulting from audit, amended returns or other activity for any period shall be transferred to the tax increment financing account after the initial release to the agency of the Commonwealth's increment for that period.

SECTION 15. A NEW SECTION OF KRS CHAPTER 65.680 TO 65.699 IS CREATED TO READ AS FOLLOWS:

(1) A city, county, or agency shall submit an application to the Cabinet for Economic Development for approval of a development area, which includes revenues from the Commonwealth, and the related project, the standards for which the Cabinet for Economic Development and the Tourism Development Cabinet shall establish through their operating procedures or by the promulgation of administrative regulations in accordance with KRS Chapter 13A. The Cabinet for Economic Development shall determine whether the development area and related project described in the application constitutes a project of the type described in KRS Chapter 154 for which the economic development authority shall have the right to approve the development area and related project or KRS Chapter 148 for which the tourism development authority shall have the right to approve the development area and related project. The Cabinet for Economic Development, upon its determination, shall assign the application to the economic development authority or the tourism development authority, as appropriate, for further consideration and approval.

(2) A project otherwise satisfying the requirements of the project as defined in Section 3 of this Act, in order to qualify the project and related development area, in addition shall satisfy all of the following requirements for a project:

(a) Represent new economic activity in the Commonwealth;

(b) Result in a minimum capital investment of ten million dollars ($10,000,000);

(c) Result in the creation of a minimum of twenty-five (25) new full-time jobs for Kentucky residents to be held by persons subject to the personal income tax of the Commonwealth within two (2) years of the date of the final resolution authorizing the development area and the project;

(d) Result in a net positive economic impact to the economy of the Commonwealth, taking into consideration any substantial adverse impact on existing Commonwealth businesses;

(e) Generate a minimum of twenty-five percent (25%) of the total revenues derived from the project attributable to sources outside of the Commonwealth during each year a grant contract is in effect;

(f) Result in a unique contribution to or preservation of the economic vitality and quality of life of a region of the Commonwealth; and

(g) Not be primarily devoted to the retail sale of goods.

(3) After assignment of the application for the project and related development area by the Cabinet for Economic Development:

(a) The economic development authority or the tourism development authority, as appropriate, shall engage the services of a qualified independent consultant to analyze data related to the project and the development area, who shall prepare a report for the economic development authority or the tourism development authority, as appropriate, with the following findings:

1. *The percentage of revenues derived from the development area which are generated from business not located in the Commonwealth;*
2. *The estimated amount of increment the development area is expected to generate over a twenty (20) year period from the projected activation date;*
3. *The estimated amount of ad valorem taxes, other than the school or fire district portion of ad valorem taxes, from real property, Kentucky individual income tax, Kentucky sales and use taxes, local insurance premium taxes, occupational license fees, or other such state taxes which would be displaced within the*

Commonwealth, to reflect economic activity which is being shifted over the twenty (20) year period;

4. The estimated increment the development area is expected to generate over the twenty (20) year period, equal to the estimated amount set forth in paragraph (a)2. of this subsection minus the estimated amount set forth in paragraph (a)3. of this subsection; and

5. The project or development area will not occur if not for the designation of the development area and granting of increments by the Commonwealth to the development area.

(b) The independent consultant shall consult with the economic development authority or the tourism development authority, as appropriate, the Office of State Budget Director, the Finance and Administration Cabinet, and the Revenue Cabinet in the development of the report. The Office of State Budget Director, the Finance and Administration Cabinet, and the Revenue Cabinet shall agree as to methodology to be used and assumptions to be made by the independent consultant in preparing its report. On the basis of the independent consultant's report and prior to any approval of a project by the economic development authority or the tourism development authority, as appropriate, the Office of State Budget Director, the Finance and Administration Cabinet, and the Revenue Cabinet shall certify whether there is a projected net positive economic impact to the Commonwealth and the expected amount of incremental state revenues from the project to the economic development authority or tourism development authority, as appropriate. Approval shall not be granted if it is determined that there is no projected net positive economic impact to the Commonwealth.

(c) The primary project entity shall pay all costs associated with the independent consultant's report.

(4) With respect to each city, county, or agency that applies for approval of a project and development area, the economic development authority or the tourism development authority, as appropriate, shall request materials and make all inquiries concerning the application the economic development authority or the tourism development authority, as appropriate, deems necessary. Upon review of the application and requested materials, and completion of inquiries, the economic development authority or the tourism development authority, as appropriate, may, by resolution grant approval for:

(a) The development area and project for which an application has been submitted;

(b) The percentage of the Commonwealth's portion of the increment that the Commonwealth agrees to have distributed to the agency each year during the term of the grant contract;

(c) The maximum amount of costs for the project for which the increment may be distributed to the agency; and

(d) The grant contract.

(5) Prior to any approval by the economic development authority or the tourism development authority, as appropriate, the economic development authority or the tourism development authority shall have received an ordinance adopted by the city or county creating the development area and approving the project and establishing the percentage of increment that the city and county are distributing each year to the agency to pay for the development area for which economic development authority or tourism development authority approval is sought. The economic development authority or the tourism development authority, as appropriate, shall not approve a percentage of the Commonwealth's portion of the increment to be distributed to the agency each year with respect to a development area and project greater than the percentage approved by the city or county creating the development area.

(6) The amount of increment available for a development area shall be no more than eighty percent (80%) per year, but shall in no case exceed twenty-five percent (25%) of the project costs during the term of the grant agreement.

(7) The terms and conditions of each grant contract are subject to negotiations between the economic development authority or the tourism development authority, as appropriate, and the other parties to the grant contract. The grant contract shall include, but not be limited to, the following provisions: the activation date, the agreed taxes to be included in the calculation of the increment, the percentage increment to be contributed by the Commonwealth and other taxing districts, the maximum amount of project costs, a description of the development area and the project, the termination date, and the requirement that the agency annually certify to the economic development authority or tourism development authority, as appropriate, as to the use of the increment for payment of project costs in the development area.

(8) The agency responsible for the development area that enters into the grant contract shall, after each year the grant contract is in effect, certify to the economic development authority or the tourism development authority, as appropriate:

(a) The amount of the increment used during the previous calendar year for the project costs; and

(b) That more than twenty-five percent (25%) of the total revenues derived from the project during the previous calendar year were attributable to sources outside the Commonwealth.

(9) (a) Any agency that enters into a grant contract for the release of any increments that may arise during the period of a grant contract shall, after each calendar year a grant contract is in effect, notify each taxing district obligated under the grant contract that an increment is due. In consultation with each taxing district, the agency shall determine the respective portion of the total increment due from each taxing district, and the determination of the agency shall be reviewed by an independent certified public accountant. The agency shall

submit to the Revenue Cabinet for certification its determination with respect to the total increment due together with the review of the certified public accountant and detailed information concerning ad valorem taxes, Kentucky individual income tax, Kentucky sales and use taxes, local insurance premium taxes, occupational license fees, and other such state taxes as may be determined by the Revenue Cabinet, including withholding taxes of employees of each taxpayer located in the development area.

1. Upon notification to the agency of the total increment by the Revenue Cabinet and notice from the agency, each taxing district obligated under the grant contract, other than the Commonwealth, shall release to the agency the respective portion of the total increment due under the grant contract. The agency shall certify to the Revenue Cabinet on a calendar year basis the amount of the increments collected.

2. Upon certification of the total increment due from the Commonwealth by the Revenue Cabinet, the Cabinet is authorized and directed to transfer the increment to a tax increment financing account established and administered by the Finance and Administration Cabinet for payment of the Commonwealth's portion of the increment. Prior to disbursement by the Finance and Administration Cabinet of the funds from the tax increment financing account, the economic development authority or the tourism development authority, as appropriate, shall notify the Finance and Administration Cabinet that the agency is in compliance with the terms of the grant contract. Upon notification, the Finance and Administration Cabinet is authorized and directed to release to the agency the Commonwealth's portion of the total increment due under the grant contract.

(b) The Revenue Cabinet shall report to the economic development authority or the tourism development authority, as appropriate, on a calendar year basis the amount of the total increment released to an agency.

(10) The Revenue Cabinet shall have the authority to establish operating procedures for the administration and determination of the Commonwealth's increment.

(11) The Revenue Cabinet or agency shall have no obligation to refund or otherwise return any of the increment to the taxpayer from whom the increment arose or is attributable. Further, no additional increment resulting from audit, amended returns or other activity for any period shall be transferred to the trust account established under subsection (9)(a)2. of this section and administered by the Finance and Administration Cabinet after the initial release to the agency of the Commonwealth's increment for that period.

Section 16. KRS 103.210 is amended to read as follows:

(1) In order to promote the economic development of the Commonwealth, promote reconversion to peacetime economy, to relieve conditions of unemployment, to aid in the rehabilitation of returning veterans, to encourage the increase of industry in this state, and to aid in the retention of existing industry through the control of pollution or through conversion of energy facilities to more readily available fuels, any city or county may borrow money and issue negotiable bonds for the purpose of defraying the cost of acquiring any industrial building or pollution control facility, either by purchase or construction, but only after an ordinance or resolution has been adopted by the legislative body of the city or the fiscal court of the county, or the governing body of Kentucky Economic Development Finance Authority, if requested by the legislative body of the city or the fiscal court of the county, as the case may be, specifying the proposed undertaking, the maximum amount of bonds to be outstanding at any one (1) time, and the maximum rate of interest the bonds are to bear. This section shall not be deemed to require, however, that such ordinance or resolution be adopted prior to interim financing of the project, if such interim financing was undertaken by the proposed lessee corporation upon the basis of discussions between the corporation and responsible officials of the issuer which were later formally ratified by the appropriate governing body of the issuer. The ordinance or resolution shall further provide that the industrial building or the pollution control facility is to be acquired pursuant to the provisions of KRS 103.200 to 103.285. Each such bond-authorizing ordinance or resolution shall be effective only after publication, in a newspaper authorized to publish official advertisements for the issuer, of the title to said ordinance or resolution, together with a statement signed by the clerk of the issuer setting forth the maximum amount of bonds to be outstanding at any one (1) time, the name of the lessee corporation, and the fact that the bonds are to be retired from the proceeds of either the lease payments as set forth in KRS 103.200 to 103.285, inclusive, or the loan payments or sale payments in the event the industrial building financing transaction is carried out pursuant to a loan agreement, sale agreement, or other *tax incentive*~~[financing]~~ agreement. No publication of the complete ordinance or resolution shall be required, but said ordinance or resolution shall be entered upon the records of the issuer and shall be available for public inspection. *Any industrial buildings financed by bonds pursuant to KRS 103.200 to 103.285 and leased in connection with the bond financing from a tax-exempt governmental unit, or tax-exempt statutory authority, shall require the prior approval by the Kentucky Economic Development Finance Authority of the reduced ad valorem tax for industrial buildings under KRS 132.020, the standards for which the Kentucky Economic Development Finance Authority shall establish through its operating procedures or by the promulgation of administrative regulations in accordance with KRS Chapter 13A. The authority shall consider, along with other indicators, when establishing standards, the number of jobs to be created, the amount of capital to be invested, and the wages and benefits to be paid.*

(2) Kentucky Economic Development Finance Authority, any air board established pursuant to KRS 183.132, and any riverport authority established as provided in KRS 65.510 to 65.650, inclusive, shall have and possess all power and

authority granted to cities and counties by the provisions of KRS 103.200 to 103.285, excluding condemnation powers under KRS 103.245, for the financing of industrial buildings. For such purposes, the terms "city," "county," and "issuer" as used in KRS 103.200 to 103.285, inclusive, shall also mean and refer to Kentucky Economic Development Finance Authority, any air board established pursuant to KRS 183.132, and any riverport authority established as provided in KRS 65.510 to 65.650. The power and authority granted to Kentucky Economic Development Finance Authority, any air board, and any riverport authority shall be and constitute an additional and alternative grant of power and authority to such governmental agencies, and shall not be construed as being in derogation of any other powers vested in each of such governmental agencies.

Section 17. KRS 132.020 is amended to read as follows:

(1) An annual ad valorem tax for state purposes of thirty-one and one-half cents ($0.315) upon each one hundred dollars ($100) of value of all real property directed to be assessed for taxation, and one and one-half cents ($0.015) upon each one hundred dollars ($100) of value of all privately-owned leasehold interests in industrial buildings, as defined under KRS 103.200, owned and financed by a tax-exempt governmental unit, or tax-exempt statutory authority under the provisions of KRS Chapter 103***, upon the prior approval of the Kentucky Economic Development Finance Authority***~~[directed to be assessed for taxation]~~, except that the rate shall not apply to the proportion of value of the leasehold interest created through any private financing, and one and one-half cents ($0.015) upon each one hundred dollars ($100) of value of all tobacco directed to be assessed for taxation, and twenty-five cents ($0.25) upon each one hundred dollars ($100) of value of all money in hand, notes, bonds, accounts, and other credits, whether secured by mortgage, pledge, or otherwise, or unsecured, except as otherwise provided in subsection (2) of this section, and one and one-half cents ($0.015) upon each one hundred dollars ($100) of value of unmanufactured agricultural products, one-tenth of one cent ($0.001) upon each one hundred dollars ($100) of value of all farm implements and farm machinery owned by or leased to a person actually engaged in farming and used in his farm operations, one-tenth of one cent ($0.001) upon each one hundred dollars ($100) of value of all livestock and domestic fowl, one-tenth of one cent ($0.001) upon each one hundred dollars ($100) of value of all tangible personal property located in a foreign trade zone as designated under 19 U.S.C. sec. 81, fifteen cents ($0.15) upon machinery actually engaged in manufacturing, fifteen cents ($0.15) upon commercial radio, television, and telephonic equipment directly used or associated with electronic equipment which broadcasts electronic signals to an antenna, fifteen cents ($0.15) upon property which has been certified as a pollution control facility as defined in KRS 224.01-300, one-tenth of one cent ($0.001) upon property which has been certified as an alcohol production facility as defined in KRS 247.910, or as a fluidized bed energy production facility as defined in KRS 211.390, twenty-five cents ($0.25) upon each one hundred dollars ($100) of value of motor vehicles qualifying for permanent registration as historic motor vehicles under the provisions of KRS 186.043, and forty-five cents ($0.45) upon each one hundred dollars ($100) of value of all other property directed to be assessed for taxation shall be paid by the owner or person assessed, except as provided in subsection (2) of this section and KRS 132.030, 132.050, 132.200, 136.300, 136.320, and other sections providing a different tax rate for particular property.

(2) (a) An annual ad valorem tax for state purposes of one and one-half cents ($0.015) upon each one hundred dollars ($100) of value shall be paid upon the following classes of intangible personal properties, when the intangible personal properties have not acquired a taxable situs without this state:

1. Accounts receivable, notes, bonds, credits, and any other intangible property rights arising out of or created in the course of regular and continuing business transactions substantially performed outside this state;
2. Patents, trademarks, copyrights, and licensing or royalty agreements relating to these;
3. Notes, bonds, accounts receivable, and all other intercompany intangible personal property due from any affiliated company; and
4. Tobacco base allotments.

(b) An annual ad valorem tax for state purposes of one-thousandth of one percent (0.001%) shall be paid upon money in hand, notes, bonds, accounts, credits, and other intangible assets, whether by mortgage, pledge, or otherwise, or unsecured, of financial institutions, as defined in KRS 136.500.

(3) "Affiliated company" shall mean a parent corporation or subsidiary corporation, and any corporation principally engaged in business outside the United States in which the owner or the person assessed directly or indirectly owns or controls not less than ten percent (10%) of the outstanding voting stock.

(4) With respect to the intangible properties taxed pursuant to subsection (2) of this section, no other ad valorem tax shall be levied by the state or any county, city, school, or other taxing district on the intangible properties, or directly or indirectly against the owner.

(5) Thirty cents ($0.30) of the thirty-one and one-half cents ($0.315) state tax rate on real property and thirty cents ($0.30) of the forty-five cents ($0.45) state tax on tangible personalty subject to local taxation shall be considered as local school district tax levies for purposes of computing any direct payments of state or federal funds to said districts as replacement for ad valorem taxes lost on property acquired by a governmental agency. Should the equivalency ever be less than thirty cents ($0.30), as certified by the Department of Education, the direct payments shall be reduced proportionately.

(6) The provisions of subsection (1) of this section notwithstanding, the state tax rate on real property shall be reduced to compensate for any increase in the aggregate assessed value of real property to the extent that the increase exceeds the

preceding year's assessment by more than four percent (4%)***, excluding the assessment from property which is subject to tax increment financing pursuant to KRS Chapter 65 and the assessment from leasehold property which is owned and financed by a tax-exempt governmental unit, or tax-exempt statutory authority under the provisions of KRS Chapter 103 and entitled to the reduced rate of one and one-half cents ($0.015) pursuant to subsection (1) of this section***. In any year in which the aggregate assessed value of real property is less than the preceding year, the state rate shall be increased to the extent necessary to produce the approximate amount of revenue that was produced in the preceding year from real property.

(7) By July 1 each year, the cabinet shall compute the state tax rate applicable to real property for the current year in accordance with the provisions of subsection (5) of this section and certify the rate to the county clerks for their use in preparing the tax bills. If the assessments for all counties have not been certified by July 1, the cabinet shall, when either real property assessments of at least seventy-five percent (75%) of the total number of counties of the Commonwealth have been determined to be acceptable by the cabinet, or when the number of counties having at least seventy-five percent (75%) of the total real property assessment for the previous year have been determined to be acceptable by the cabinet, make an estimate of the real property assessments of the uncertified counties and compute the state tax rate.

(8) If the tax rate set by the cabinet as provided in subsection (6) of this section produces more than a four percent (4%) increase in real property tax revenues, ***excluding the revenue from property which is subject to tax increment financing pursuant to KRS Chapter 65 and the revenue from leasehold property which is owned and financed by a tax-exempt governmental unit, or tax-exempt statutory authority under the provisions of KRS Chapter 103 and entitled to the reduced rate of one and one-half cents ($0.015) pursuant to subsection (1) of this section,*** the rate shall be adjusted in the succeeding year so that the cumulative total of each year's property tax revenue increase shall not exceed four percent (4%) per year.

(9) The provisions of subsection (6) of this section notwithstanding, the assessed value of unmined coal certified by the cabinet after July 1, 1994, shall not be included with the assessed value of other real property in determining the state real property tax rate. All omitted unmined coal assessments made after July 1, 1994, shall also be excluded from the provisions of subsection (6) of this section. The calculated rate shall, however, be applied to unmined coal property, and the state revenue shall be devoted to the program described in KRS 146.550 to 146.570, except that four hundred thousand dollars ($400,000) of the state revenue shall be paid annually to the State Treasury and credited to the Kentucky Coal Council for the purpose of public education of coal-related issues.

(10) Effective on or after January 1, 1990, an ad valorem tax for state purposes of five cents ($0.05) upon each one hundred dollars ($100) of value shall be paid upon goods held for sale in the regular course of business, which, on or after January 1, 1999, includes machinery and equipment held in a retailer's inventory for sale or lease originating under a floor plan financing arrangement; and raw materials, which includes distilled spirits and distilled spirits inventory, and in-process materials, which includes distilled spirits and distilled spirits inventory, held for incorporation in finished goods held for sale in the regular course of business.

(11) An ad valorem tax for state purposes of ten cents ($0.10) per one hundred dollars ($100) of assessed value shall be paid on the operating property of railroads or railway companies that operate solely within the Commonwealth.

(12) An ad valorem tax for state purposes of one and one-half cents ($0.015) per one hundred dollars ($100) of assessed value shall be paid on aircraft not used in the business of transporting persons or property for compensation or hire.

(13) An ad valorem tax for state purposes of one and one-half cents ($0.015) per one hundred dollars ($100) of assessed value shall be paid on federally documented vessels not used in the business of transporting persons or property for compensation or hire, or for other commercial purposes.

Section 18. KRS 154.20-010 is amended to read as follows:

(1) There is created and established within the cabinet, subject to the authority of the board, the Kentucky Economic Development Finance Authority as an agency, instrumentality, and political subdivision of the Commonwealth and a public body corporate and politic with all powers, duties, and responsibilities delegated to it by the board or as otherwise provided by law, including, all programs, powers, duties, rights, and obligations of the Kentucky Development Finance Authority and the Kentucky Rural Economic Development Authority.

(2) Any interest, right, or cause of action held in whole or in part by any person, corporation, limited liability company, partnership, registered limited liability partnership, government agency, or other entity under any agreement, contract, lease, mortgage, guarantee, bond, note, refund bond, or other financial transaction or obligation, made, issued, or otherwise entered into by any of the authorities, programs, or funds specified in subsection (1) of this section or that may be delegated to the authority by the board, shall not be impaired or otherwise diminished.

(3) Any interest, right, or cause of action held in whole or in part by any of the authorities, programs, or funds specified in subsection (1) of this section shall not be impaired or otherwise diminished, but shall be assumed by the authority, for and on behalf of the cabinet.

(4) The authority shall consist of a committee of seven (7) persons, including six (6) persons appointed by the board who shall be private citizens of the Commonwealth, and the secretary of the Finance and Administration Cabinet who shall serve ex officio. Any person appointed to the committee shall have experience and expertise in business or finance.

(5) Two (2) members initially appointed to the committee shall have a term of one (1) year each, two (2) members initially appointed to the committee shall have a term of two (2) years each, and two (2) members initially appointed to the committee shall have a term of three (3) years each, except that any person appointed to fill a vacancy shall serve only for the remainder of the unexpired term. All subsequent appointments shall be for a term of three (3) years.

(6) Any person appointed to the committee shall be eligible for reappointment, including any member of the committee appointed prior to July 15, 1994.

(7) The members of the committee shall elect biennially from the committee's private citizen membership the following officers: chairman, vice chairman, secretary-treasurer, and any assistant secretaries and assistant treasurers the committee deems necessary.

(8) A majority of the members of the committee, determined by excluding any existing vacancies from the total number of members, shall constitute a quorum***. A majority vote of the members present at a duly called meeting of the committee shall be required*** for the purposes of conducting its business and exercising its powers and for all other purposes.

(9) The committee shall prepare bylaws and procedures applicable to the operations of the authority and submit them to the board to be promulgated as administrative regulations in accordance with KRS Chapter 13A.

(10) Members of the committee shall be entitled to compensation for their services in an amount of one hundred dollars ($100) for each regular meeting of the committee and shall be entitled to reimbursement for all necessary expenses in connection with the performance of their duties.

Section 19. KRS 154.22-010 is amended to read as follows:

The following words and terms as used in KRS 154.22-010 to 154.22-080, unless the context clearly indicates a different meaning, shall have the following meanings:

(1) ***"Activation date" means a date selected by an approved company in the tax incentive agreement at any time within a two (2) year period after the date of final approval of the tax incentive agreement by the authority;***

(2) "Affiliate" means the following:

  (a) Members of a family, including only brothers and sisters of the whole or half blood, spouse, ancestors, and lineal descendants of an individual;

  (b) An individual, and a corporation more than fifty percent (50%) in value of the outstanding stock of which is owned, directly or indirectly, by or for that individual;

  (c) An individual, and a limited liability company of which more than fifty percent (50%) of the capital interest or profits are owned or controlled, directly or indirectly, by or for that individual;

  (d) Two (2) corporations which are members of the same controlled group, which includes and is limited to:

  1. One (1) or more ***chains***[~~claims~~] of corporations connected through stock ownership with a common parent corporation if:

   a. Stock possessing more than fifty percent (50%) of the total combined voting power of all classes of stock entitled to vote or more than fifty percent (50%) of the total value of shares of all classes of stock of each of the corporations, except the common parent corporation, is owned by one (1) or more of the other corporations; and

   b. The common parent corporation owns stock possessing more than fifty percent (50%) of the total combined voting power of all classes of stock entitled to vote or more than fifty percent (50%) of the total value of shares of all classes of stock of at least one (1) of the other corporations, excluding, in computing the voting power or value, stock owned directly by the other corporations; or

  2. Two (2) or more corporations if five (5) or fewer persons who are individuals, estates, or trusts own stock possessing more than fifty percent (50%) of the total combined voting power of all classes of stock entitled to vote or more than fifty percent (50%) of the total value of shares of all classes of stock of each corporation, taking into account the stock ownership of each person only to the extent the stock ownership is identical with respect to each corporation;

  (e) A grantor and a fiduciary of any trust;

  (f) A fiduciary of a trust and a fiduciary of another trust, if the same person is a grantor of both trusts;

  (g) A fiduciary of a trust and a beneficiary of that trust;

  (h) A fiduciary of a trust and a beneficiary of another trust, if the same person is a grantor of both trusts;

  (i) A fiduciary of a trust and a corporation more than fifty percent (50%) in value of the outstanding stock of which is owned, directly or indirectly, by or for the trust or by or for a person who is a grantor of the trust;

  (j) A fiduciary of a trust and a limited liability company more than fifty percent (50%) of the capital interest, or the interest in profits, of which is owned directly or indirectly, by or for the trust or by or for a person who is a grantor of the trust;

(k) A corporation and a partnership, including a registered limited liability partnership, if the same persons own:

1. More than fifty percent (50%) in value of the outstanding stock of the corporation; and
2. More than fifty percent (50%) of the capital interest, or the profits interest, in the partnership, including a registered limited liability partnership;

(l) A corporation and a limited liability company if the same persons own:

1. More than fifty percent (50%) in value of the outstanding stock of the corporation; and
2. More than fifty percent (50%) of the capital interest or the profits in the limited liability company;

(m) A partnership, including a registered limited liability partnership, and a limited liability company if the same persons own:

1. More than fifty percent (50%) of the capital interest or profits in the partnership, including a registered limited liability partnership; and
2. More than fifty percent (50%) of the capital interest or the profits in the limited liability company;

(n) An S corporation and another S corporation if the same persons own more than fifty percent (50%) in value of the outstanding stock of each corporation, S corporation designation being the same as that designation under the Internal Revenue Code of 1986, as amended; or

(o) An S corporation and a C corporation, if the same persons own more than fifty percent (50%) in value of the outstanding stock of each corporation; S and C corporation designations being the same as those designations under the Internal Revenue Code of 1986, as amended***;***[~~.~~]

(3)[~~(2)~~] "Agribusiness" means any activity involving the processing of raw agricultural products, including timber, or the providing of value-added functions with regard to raw agricultural products***;***[~~.~~

~~(3) "Electric generation" means the generation of electricity for resale by means of combusting at least fifty percent (50%) of the total fuel used to generate electricity from coal or from gas derived from coal.~~]

(4) "Approved company" means any eligible company seeking to locate an economic development project in a qualified county, which eligible company is approved by the authority pursuant to KRS 154.22-010 to 154.22-080***;***[~~.~~]

(5) "Approved costs" means:

(a) Obligations incurred for labor and to contractors, subcontractors, builders, and materialmen in connection with the acquisition, construction, installation, equipping, and rehabilitation of an economic development project;

(b) The cost of acquiring land or rights in land and any cost incidental thereto, including recording fees;

(c) The cost of contract bonds and of insurance of all kinds that may be required or necessary during the course of acquisition, construction, installation, equipping, and rehabilitation of an economic development project which is not paid by the contractor or contractors or otherwise provided for;

(d) All costs of architectural and engineering services, including test borings, surveys, estimates, plans and specifications, preliminary investigations, and supervision of construction, as well as for the performance of all the duties required by or consequent upon the acquisition, construction, installation, equipping, and rehabilitation of an economic development project;

(e) All costs which shall be required to be paid under the terms of any contract or contracts for the acquisition, construction, installation, equipping, and rehabilitation of an economic development project; and

(f) All other costs of a nature comparable to those described above***;***[~~.~~]

(6) "Assessment" means the job development assessment fee authorized by KRS 154.22-010 to 154.22-080***;***[~~.~~]

(7) "Authority" means the Kentucky Economic Development Finance Authority as created in KRS 154.20-010***;***[~~.~~]

(8) ***"Average hourly wage" means the most current wage and employment data published by the Department for Employment Services in the Kentucky Cabinet for Workforce Development collectively translated into wages per hour based on a two thousand and eighty (2,080) hour work year for the following sectors:***

(a) Manufacturing;

(b) Transportation, communications and public utilities;

(c) Wholesale and retail trade;

(d) Finance, insurance and real estate; and

(e) Services;

[~~"Bonds" means the revenue bonds, notes, or other debt obligations of the authority authorized to be issued by the authority, eligible companies, or other state agency.~~]

(9) "Commonwealth" means the Commonwealth of Kentucky***;***[~~.~~]

(10) (a) "Economic development project" means and includes:

1. The acquisition of ownership in any real estate in a qualified county by the authority, the approved

manufacturing or agribusiness company, or its affiliate;

2. The present ownership of real estate in a qualified county by the approved manufacturing or agribusiness company or its affiliate;

3. The acquisition or present ownership of improvements or facilities, as described in paragraph (b) of this subsection, on land which is possessed or is to be possessed by the approved manufacturing or agribusiness company pursuant to a ground lease having a term of sixty (60) years or more; and

4. The new construction of an electric generation facility***;***[~~.~~]

(b) For purposes of subparagraphs 1. and 2. of paragraph (a) of this subsection, ownership of real estate shall only include fee ownership of real estate and possession of real estate pursuant to a capital lease as determined in accordance with Statement of Financial Accounting Standards No. 13, Accounting for Leases, issued by the Financial Accounting Standards Board, November 1976. With respect to subparagraphs 1., 2., and 3. of paragraph (a) or paragraph (b) of this subsection, the construction, installation, equipping, and rehabilitation of improvements, including fixtures and equipment, and facilities necessary or desirable for improvement of the real estate, including surveys; site tests and inspections; subsurface site work; excavation; removal of structures, roadways, cemeteries, and other surface obstructions; filling, grading, and provision of drainage, storm water retention, installation of utilities such as water, sewer, sewage treatment, gas, electricity, communications, and similar facilities; off-site construction of utility extensions to the boundaries of the real estate; and the acquisition, installation, equipping, and rehabilitation of manufacturing facilities on the real estate, for use and occupancy by the approved company or its affiliates for manufacturing purposes, electric generation, or for agribusiness purposes. Pursuant to subparagraph 3. of paragraph (a) of this subsection, an economic development project shall not include lease payments made pursuant to a ground lease for purposes of the tax credits provided under the provisions of KRS 154.22-010 to 154.22-080***;***[~~.~~]

(11) ***"Electric generation" means the generation of electricity for resale by means of combusting at least fifty percent (50%) of the total fuel used to generate electricity from coal or from gas derived from coal;***

(12) "Eligible company" means any corporation, limited liability company, partnership, registered limited liability partnership, sole proprietorship, business trust, or any other entity engaged in manufacturing, electric generation, or in agribusiness***;***[~~.~~]

(13) "Employee benefits" means nonmandated costs paid by an eligible company for its full-time employees for health insurance, life insurance, dental insurance, vision insurance, defined benefits, 401(K) or similar plans;

(14)[~~(12)~~] "Final approval" means the action taken by the authority authorizing the eligible company to receive inducements under this subchapter***;***[~~.~~

~~(13) "Financing agreement" means any agreement entered into, pursuant to KRS 154.22-010 to 154.22-080, on behalf of the authority or other lenders, or both, and an approved company with respect to an economic development project.~~]

(15) "Full-time employee" means a person employed by an approved company for a minimum of thirty-five (35) hours per week and subject to the state income tax imposed by KRS 141.020;

(16)[~~(14)~~] "Inducements" means the assessment and the income tax credits allowed by KRS 154.22-060***;***[~~.~~]

(17)[~~(15)~~] "Manufacturing" means any activity involving the manufacturing, processing, assembling, or production of any property, including the processing resulting in a change in the conditions of the property and any activity related to it, together with the storage, warehousing, distribution, and related office facilities; however, "manufacturing" shall not include mining, coal or mineral processing, or extraction of minerals***;***[~~.~~]

(18)[~~(16)~~] "Preliminary approval" means the action taken by the authority conditioning final approval by the authority upon satisfaction by the eligible company of the requirements under this subchapter***;***[~~.~~]

(19)[~~(17)~~] "Qualified county" means any county certified as such by the authority pursuant to KRS 154.22-010 to 154.22-080***;***[~~.~~]

(20)[~~(18)~~] "Revenues" shall not be considered state funds***;***[~~.~~]

(21)[~~(19)~~] "State agency" shall have the meaning assigned to the term in KRS 56.440(8)***; and***

(22) "Tax incentive agreement" means the agreement entered into, pursuant to Section 21 of this Act, between the authority and an approved company with respect to an economic development project.

Section 20. KRS 154.22-040 is amended to read as follows:

(1) Each year the authority shall under its Rural Economic Development Assistance Program, on the basis of the final unemployment figures calculated by the Department for Employment Services within the Cabinet for Workforce Development, determine which counties have had a countywide rate of unemployment exceeding the statewide unemployment rate of the Commonwealth in the most recent five (5) consecutive calendar years, or which have had an average countywide rate of unemployment exceeding the statewide unemployment rate of the Commonwealth by two hundred percent (200%) in the most recent ***calendar year***[~~twelve (12) consecutive months for which unemployment figures are available~~], and shall certify those counties as qualified counties. ***A county not certified on the basis of final unemployment figures may also be certified as a qualified county if the authority determines the county is one (1) of the sixty (60) most distressed counties in the Commonwealth based on the following criteria with equal weight given to***

each criterion:

(a) The average countywide rate of unemployment in the most recent three (3) consecutive calendar years, on the basis of final unemployment figures calculated by the Department for Employment Services in the Cabinet for Workforce Development;

(b) In each county the percentage of adults twenty-five (25) years of age and older who have attained at least a high school education or equivalent, on the basis of the most recent data available from the United States Department of Commerce, Bureau of the Census; and

(c) Road quality, as quantified by the access within a county to roads ranked in descending order from best quality to worst quality as follows: two (2) or more interstate highways, one (1) interstate highway, a state four (4) lane parkway, four (4) lane principal arterial access to an interstate highway, state two (2) lane parkway and none of the preceding road types, as certified by the Kentucky Transportation Cabinet to the authority.

If the authority determines that a county which has previously been certified as a qualified county no longer[~~ has an unemployment rate that~~] meets the criteria of this subsection, the authority shall decertify that county. The authority shall not ***provide inducements for***[~~finance~~] any facilities in that county and an approved company shall not be eligible for the ***inducements***[~~incentives~~] offered by KRS 154.22-010 to 154.22-070 unless the ***tax incentive***[~~financing~~] agreements required herein are entered into by all parties prior to July 1 of the year following the calendar year in which the authority decertified that county. ***In addition, the authority shall certify coal-producing counties, not otherwise certified as qualified counties in this subsection,*** for economic development projects involving the new construction of electric generation facilities[~~, the authority shall certify every coal producing county as a qualified county~~]. A coal producing county shall mean a county in the Commonwealth of Kentucky that has produced coal upon which the tax imposed under KRS 143.020 was paid at any time. ***For economic development projects undertaken in a regional industrial park, as defined in Section 1 of this Act, or in an industrial park created pursuant to an interlocal agreement in which revenues are shared as provided in KRS 65.245, where the physical boundaries of the industrial park lie within two (2) or more counties of which at least one (1) of the counties is a qualified county under this section, an eligible company undertaking an economic development project within the physical boundaries of the industrial park may be approved for the inducements under KRS 154.22-010 to 154.22-080.***

(2) The authority shall establish the procedures and standards for the determination and approval of eligible companies and their economic development projects by the promulgation of administrative regulations in accordance with KRS Chapter 13A. The criteria for approval of eligible companies and economic development projects shall include but not be limited to the creditworthiness of eligible companies; the number of new jobs to be provided by an economic development project to residents of the Commonwealth; and the likelihood of the economic success of the economic development project.

(3) The economic development project shall involve a minimum investment of one hundred thousand dollars ($100,000) by the eligible company and shall result in the creation by the eligible company, within two (2) years from the date of the final approval authorizing the economic development project, of a minimum of fifteen (15) new full-time jobs at the site of the economic development project for Kentucky residents to be employed by the eligible company and to be held by persons subject to the personal income tax of the Commonwealth. The authority may extend this two (2) year period upon the written application of an eligible company requesting an extension.

(4) (a) Within six (6) months after the activation date, the approved company shall compensate a minimum of ninety percent (90%) of its full-time employees whose jobs were created with base hourly wages equal to either:

1. Seventy-five percent (75%) of the average hourly wage for the Commonwealth; or

2. Seventy-five percent (75%) of the average hourly wage for the county in which the project is to be undertaken.

(b) If the base hourly wage calculated in subparagraph (a)1. or (a)2. of this subsection is less than one hundred fifty percent (150%) of the federal minimum wage, then the base hourly wage shall be one hundred fifty percent (150%) of the federal minimum wage. In addition to the applicable base hourly wage calculated above, the eligible company shall provide employee benefits equal to at least fifteen percent (15%) of the applicable base hourly wage; however, if the eligible company does not provide employee benefits equal to at least fifteen percent (15%) of the applicable base hourly wage, the eligible company may qualify under this section if it provides the employees hired by the eligible company as a result of the economic development project total hourly compensation equal to or greater than one hundred fifteen percent (115%) of the applicable base hourly wage through increased hourly wages combined with employee benefits.

For an eligible company, within a regional industrial park which lies within two (2) or more counties, the calculation of the wage and benefit requirement shall be determined by averaging the average county hourly wage for all counties within the regional industrial park.

(5) No economic development project which will result in the replacement of ***agribusiness,*** manufacturing***,*** or electric generation facilities existing in the state shall be approved by the authority; however, the authority may approve an economic development project that:

(a) Rehabilitates ***an agribusiness,***[~~a~~] manufacturing***,*** or electric generation facility:

1. Which has not been in operation for a period of ninety (90) or more consecutive days; or

2. ***For which the current occupant of the facility has published a notice of closure so long as the eligible company intending to acquire the facility is not an affiliate of the current occupant; or***

3. The title to which is vested in other than the eligible company or an affiliate of the eligible company and that is sold or transferred pursuant to a foreclosure ordered by a court of competent jurisdiction or an order of a bankruptcy court of competent jurisdiction;

(b) Replaces ***an agribusiness,***[~~a~~] manufacturing***,*** or electric generation facility existing in the Commonwealth:

1. The title to which shall have been taken under the exercise of the power of eminent domain, or the title to which shall be the subject of a nonappealable judgment granting the authority to exercise the power of eminent domain, in either event to the extent that normal operations cannot be resumed at the facility within twelve (12) months; or

2. Which has been damaged or destroyed by fire or other casualty to the extent that normal operations cannot be resumed at the facility within twelve (12) months; or

(c) Replaces an existing ***agribusiness,*** manufacturing***,*** or electric generation facility located in the same qualified county, and the existing ***agribusiness,*** manufacturing***,*** or electric generation facility to be replaced cannot be expanded due to the unavailability of real estate at or adjacent to the ***agribusiness,*** manufacturing***, or electric generation*** facility to be replaced. Any economic development project satisfying the requirements of this subsection shall only be eligible for inducements to the extent of the expansion, and no inducements shall be available for the equivalent of the ***agribusiness*** manufacturing***,*** or electric generation facility to be replaced. No economic development project otherwise satisfying the requirements of this subsection shall be approved by the authority which results in a lease abandonment or lease termination by the approved company without the consent of the lessor.

(6)[~~(4)~~] With respect to each eligible company making an application to the authority for inducements, and with respect to the economic development project described in the application, the authority shall request materials and make inquiries of the applicant as necessary or appropriate. Upon review of the application and completion of initial inquiries, the authority may, by resolution, give its preliminary approval by designating an eligible company as a preliminarily approved company and authorizing the undertaking of the economic development project. After preliminary approval[~~ and completion by the eligible company of its bond, loan, or other financing and review thereof by the authority,~~] the authority may by final approval designate an eligible company to be an approved company:

Section 21. KRS 154.22-050 is amended to read as follows:

The authority may enter into, with any approved company, a ***tax incentive***[~~financing~~] agreement with respect to its economic development project, upon adoption of a resolution authorizing the ***tax incentive***[~~financing~~] agreement. Subject to the inclusion of the mandatory provisions set forth below, the terms and provisions of each ***tax incentive***[~~financing~~] agreement shall be determined by negotiations between the authority and the approved company.

(1) ***The tax incentive agreement shall set forth the maximum amount of inducements available to the approved company for recovery of the approved costs authorized by the authority and expended by the approved company.***

(2) The approved company shall expend the authorized approved costs for the economic development project within three (3) years of the date of the final approval by the authority.

(3) The approved company shall provide the authority with documentation as to the expenditures for approved costs in a manner acceptable to the authority.

(4) The term of the tax incentive agreement shall commence upon the activation date and will terminate upon the earlier of the full receipt of the maximum amount of inducements by the approved company or fifteen (15) years after the activation date.

(5) The tax incentive agreement shall include the activation date. To implement the activation date, the approved company shall notify the authority, the Revenue Cabinet, and the approved company's employees of the activation date when the implementation of the inducements authorized in the tax incentive agreement shall occur. If the approved company does not satisfy the minimum investment and minimum employment requirements of subsection (3) of Section 20 of this Act by the activation date, the approved company shall not be entitled to receive inducements pursuant to this subchapter until the approved company satisfies the requirements; however, the fifteen (15) year period for the term of the tax incentive agreement shall begin from the activation date. Notwithstanding the previous sentence, if the approved company does not satisfy the minimum investment and minimum employment requirements of subsection (3) of Section 20 of this Act within two (2) years from the date of final approval of the tax incentive agreement, then the approved company shall be ineligible to receive inducements under this subchapter unless an extension is approved by the authority.

(6) The approved company shall comply with the hourly wage criteria set forth in subsection (4) of Section 20 of this Act and provide documentation in connection with hourly wages paid to its full-time employees hired as a result of the economic development project in a manner acceptable to the authority.

(7) The approved company may be permitted the following inducements during the term of the tax incentive agreement:

(a) A one-hundred percent (100%) credit against the Kentucky income tax that would otherwise be owed in the

approved company's fiscal year, as determined under KRS 141.347, to the Commonwealth by the approved company on the income of the approved company generated by or arising from the economic development project; and

(b) The aggregate assessments withheld by the approved company in each year.

(8) The income tax credited to the approved company shall be credited for the fiscal year for which the tax return of the approved company is filed. The total inducements may not exceed authorized cumulative approved costs paid by the approved company in the period commencing with the date of final approval.

(9) The approved company shall not be required to pay estimated income tax payments as prescribed in KRS 141.042 on the Kentucky taxable income generated by or arising from the economic development project.

(10) The tax incentive agreement may be assigned by the approved company only upon the prior written consent of the authority following the adoption of a resolution by the authority to that effect.

(11) The tax incentive agreement shall provide that if an approved company fails to comply with its obligations under the tax incentive agreement then the authority shall have the right, at its option, to:

(a) Suspend the income tax credits and assessments available to the approved company;

(b) Pursue any remedy provided under the tax incentive agreement, including termination thereof; and

(c) Pursue any other remedy at law to which it may be entitled.

(12) All remedies provided in subsection (11) of this section shall be deemed to be cumulative.[~~If an eligible company, at the time of submission of its application to the authority to become an approved company, requests the authority in writing to issue bonds on its behalf, then each financing agreement used in connection with the issuance of bonds by the authority shall include the following provisions:~~

~~(a) The term of a financing agreement shall not be less than the last maturity of the bonds issued with respect to the economic development project, except that the financing agreement may terminate upon the earlier redemption of all of the bonds issued with respect to the economic development project and, if the authority owns the economic development project, the authority may grant to the approved company or its affiliate an option to purchase, for the consideration the authority may approve, the economic development project from the authority upon the termination of the financing agreement. Nothing in this subsection shall limit the extension of the term of a financing agreement if there is a refunding of the correlative bonds or otherwise.~~

~~(b) All proceeds of any bonds incurred in connection with the economic development project shall be expended by the approved company within three (3) years from the date of the financing agreement. In the event that all proceeds of bonds incurred in connection with the economic development project are not fully expended within the three (3) year period, the amount of the authorized inducements shall automatically be reduced to and shall not be greater than the amount of proceeds actually expended by the approved company within the three (3) year period.~~

~~(c) The financing agreement shall specify that the annual obligations of the approved company pursuant to KRS 154.22-010 to 154.22-080 shall equal in each year the annual debt service for that year on the bonds issued with respect to the economic development project; and the approved company shall pay such obligation of the financing agreement to the trustee for bonds issued for the benefit of the approved company, at such time and in such amounts sufficient to amortize such bonds.~~

~~(d) 1. In consideration for financing agreement payment, the approved company may be permitted the following during the period of time not to exceed fifteen (15) years from the activation date in which the financing agreement is in effect, which period of time shall commence for purposes of the following upon the date of the financing agreement.~~

~~a. A one hundred percent (100%) credit against the Kentucky income tax that otherwise would be owed in the year, as determined under KRS 141.347, to the Commonwealth by the approved company on the income of the approved company generated by or arising out of the economic development project, the credit not to exceed the total debt service paid under the respective financing agreement; plus~~

~~b. The aggregate assessment withheld by the approved company in each year.~~

~~2. The income tax credited to the approved company referred to herein shall be credited for the fiscal year for which the tax return of the approved company is filed. The approved company shall not be required to pay estimated income tax payments as prescribed in KRS 141.042.~~

~~(e) 1. The financing agreement shall provide that the assessments, when added to the credit for the Kentucky income tax herein granted, shall not exceed the total financing agreement annual payment by the approved company in any year; however, to the extent that financing agreement annual payments exceed credits received and assessments collected in any year, the excess payment may be recouped from excess credits or assessment collections in succeeding years.~~

~~2. If in any fiscal year of the approved company during which the financing agreement is in effect the total of the income tax credit granted to the approved company plus the assessment collected from the wages of the~~

~~employees equals the annual payment pursuant to the financing agreement, and if all excess payments pursuant to the financing agreement accumulated in prior years have been recouped, the assessment collected from the wages of the employees shall cease for the remainder of that fiscal year of the approved company, and the approved company shall resume normal personal income tax and occupational license fee withholdings from the employees' wages for the remainder of that fiscal year.~~

~~3. If in any fiscal year of the approved company during which the financing agreement is in effect, the total of the income tax credit granted to the approved company plus the assessment collected from the wages of the employees exceeds the annual payment pursuant to the financing agreement, and if all excess payments pursuant to the financing agreement accumulated in prior years have been recouped, the approved company shall pay the excess to the Commonwealth as income tax.~~

~~4. If in any fiscal year of the approved company during which the financing agreement is in effect the assessment collected from the wages of the employees exceeds the annual payment pursuant to the financing agreement, and if all excess payments pursuant to the financing agreement accumulated in prior years have been recouped, the assessment collected from the wages of the employees shall cease for the remainder of that fiscal year of the approved company, the approved company shall resume normal personal income tax and occupational license fee withholdings from the employees' wages for the remainder of that fiscal year, and the approved company shall remit to the Commonwealth and applicable local jurisdictions their respective shares of the excess assessment collected on the withholding filing date for employees' wages next succeeding the first date when the approved company collected excess assessments.~~

~~(f) The financing agreement shall provide in substance that:~~

~~1. It may be assigned by the approved company only upon the prior written consent of the authority following the adoption of a resolution by the authority to such effect; and~~

~~2. Upon default by the approved company in any obligations under the financing agreement or other documents evidencing, securing, or related to the approved company's obligations, the authority, or any of its assignees, shall have the right, at its option, to declare the financing agreement or other such documents in default; and~~

~~a. Accelerate and declare the total of all such payments due by the approved company and sell the economic development project at public, private, or judicial sale;~~

~~b. Pursue any remedy provided under the financing agreement or other such documents;~~

~~c. Pursue all other remedies available to it under the Kentucky Uniform Commercial Code;~~

~~d. Be entitled to the appointment of a receiver by the Circuit Court wherein any part of the economic development project is located; and~~

~~e. Pursue any other remedy at law to which it appears entitled.~~

~~3. All remedies provided in subsection (1)(f)2. of this section shall be deemed cumulative.~~

~~(2) If an eligible company, at the time of submission of its application to the authority to become an approved company, does not request the authority in writing to issue bonds on its behalf, then each financing agreement used in connection with loans or other financing (other than bonds issued by the authority for which subsection (1) of this section shall be used) shall include the following provisions:~~

~~(a) The term of a financing agreement, which shall commence on the date of the financing agreement, shall not be longer than:~~

~~1. The maturity of any loan or other financing incurred in connection with the economic development project, except that the financing agreement may terminate upon the earlier prepayment of all loans or other financing incurred in connection with the economic development project; or~~

~~2. Fifteen (15) years from the activation date.~~

~~3. Nothing in this subsection shall limit the extension of the term of a financing agreement if there is a refinancing of the loans or other financing. The authority shall not own an economic development project that is the subject of this form of financing agreement.~~

~~(b) All proceeds of any loan or other financing incurred in connection with the economic development project shall be expended by the approved company within three (3) years from the date of the financing agreement. In the event that all proceeds of any loan or other financing incurred in connection with the economic development project are not fully expended within the three (3) year period, the authorized inducements shall automatically be reduced to and shall not be greater than the amount of proceeds actually expended by the approved company within the three (3) year period.~~

~~(c) 1. The approved company may be permitted the following during the term of the financing agreement:~~

~~a. A one hundred percent (100%) credit against the Kentucky income tax that otherwise would be owed in the year, as determined under KRS 141.347, to the Commonwealth by the approved company on the income of the approved company generated by or arising out of the economic~~

~~development project, such credit not to exceed the total debt service paid with respect to the loans or other financing incurred in connection with the economic development project; plus~~

~~b. The aggregate assessment withheld by the approved company in each year.~~

~~2. The income tax credited to the approved company shall be credited for the fiscal year for which the tax return of the approved company is filed. The approved company shall not be required to pay estimated income tax payments as prescribed in KRS 141.042.~~

~~(d) 1. The financing agreement shall provide that the assessments, when added to the credit for the Kentucky income tax as provided in KRS 154.22-060, shall not exceed the total annual debt service payments of the approved company with respect to the loans or other financing incurred in connection with the economic development project in any year; however, to the extent that such annual debt service payments exceed credits received and assessments collected in any year, the excess payment may be recouped from excess credits or assessment collections in succeeding years.~~

~~2. If, in any fiscal year of the approved company during which the financing agreement is in effect, the total of the income tax credit granted to the approved company, plus the assessment collected from the wages of the employees, equals the annual debt service payments with respect to the loans or other financing incurred in connection with the economic development project, and if all excess payments with respect to the loans or other financing incurred in connection with the economic development project accumulated in prior years have been recouped, the assessment collected from the wages of the employees shall cease for the remainder of that fiscal year of the approved company and the approved company shall resume normal personal income tax and occupational license fee withholdings from the employees' wages for the remainder of that fiscal year.~~

~~3. If in any fiscal year of the approved company during which the financing agreement is in effect the total of the income tax credit granted to the approved company plus the assessment collected from the wages of the employees exceeds the annual payment pursuant to the financing agreement, and if all excess payments pursuant to the financing agreement accumulated in prior years have been recouped, the approved company shall pay the excess to the Commonwealth as income tax.~~

~~4. If in any fiscal year of the approved company during which the financing agreement is in effect the assessment collected from the wages of the employees exceeds the annual payment pursuant to the financing agreement, and if all excess payments pursuant to the financing agreement accumulated in prior years have been recouped, the assessment collected from the wages of the employees shall cease for the remainder of that fiscal year of the approved company, the approved company shall resume normal personal income tax and occupational license fee withholdings from the employees' wages for the remainder of that fiscal year, and the approved company shall remit to the Commonwealth and applicable local jurisdictions their respective shares of the excess assessment collected on the withholding filing date for employees wages next succeeding the first date when the approved company collected excess assessments.~~

~~(e) The financing agreement shall provide in substance that it may be assigned by the approved company only upon the prior written consent of the authority following the adoption of a resolution by the authority to that effect.~~

~~(f) The financing agreement shall provide that an approved company shall require of any lender to the approved company funding the loans or other financing incurred in connection with the economic development project written evidence to be provided to the authority of payments of all annual debt service to such lender. Such evidence shall be provided to the authority within forty-five (45) days after the end of each fiscal year of the financing agreement.~~

~~(g) The financing agreement shall provide that if an approved company fails to comply with its respective obligations under the financing agreement, or that the lender to an approved company fails to comply with its requirements set forth in subsection (2)(f) of this section, or is declared in default under the loans or other financing incurred in connection with the economic development project, then the authority, or any of its assignees, shall have the right, at its option, to:~~

~~1. Suspend the availability of the income tax credits and job development assessment fees to the approved company;~~

~~2. Pursue any remedy provided under the financing agreement, including termination thereof; and~~

~~3. Pursue any other remedy at law to which it appears entitled.~~

~~(3) All remedies provided in subsection (2)(g) of this section shall be deemed cumulative.~~

~~(4) Pursuant to this section, the activation date shall be established by the approved company in the financing agreement at any time in a two (2) year period after the date of final approval of the financing agreement by the authority. To implement the activation date, the approved company shall notify the authority, the Revenue Cabinet, and the approved company's employees of the activation date when the implementation of the inducements authorized in the financing agreement shall occur. If the approved company does not satisfy the minimum investment and minimum employment requirements of KRS 154.22-040(3) by the activation date, the approved company shall not be entitled to receive inducements pursuant to this~~

~~subchapter until the approved company satisfies the requirements; however, the fifteen (15) year period for the term of the financing agreement shall begin from the activation date. Notwithstanding the previous sentence, if the approved company does not satisfy the minimum investment and minimum employment requirements of KRS 154.22-040(3) within two (2) years from the date of final approval of the financing agreement, then the approved company shall be ineligible to receive inducements under this subchapter unless an extension is approved by the authority.~~]

Section 22. KRS 154.22-060 is amended to read as follows:

(1) The approved company shall be entitled to a credit against the Kentucky income tax liability mandated by KRS Chapter 141, on any income that may result from the operation of the approved economic development project; the credit shall be equal to the total amount of the tax liability, and together with the aggregate assessments not to exceed the ***maximum amount of inducements as set forth in the tax incentive agreement***[~~total debt service paid:~~

~~(a) Under the financing agreement in connection with the economic development project financed by bonds as described in KRS 154.22-050(1); or~~

~~(b) On loans or other financing, as described in KRS 154.22-050(2), incurred in connection with the economic development project, as described in KRS 154.22-050(2)~~].

(2) By October 1 of each year, the Revenue Cabinet of the Commonwealth shall certify to the authority in the form of an annual report, aggregate income tax credits claimed on tax returns filed during the fiscal year ending June 30 of that year, and assessments taken by approved companies with respect to their economic development projects during the prior calendar year under this subchapter, and shall certify to the authority, within ninety (90) days from the date an approved company has filed its state income tax return, when an approved company has taken income tax credits equal to its total inducements.

Section 23. KRS 154.22-070 is amended to read as follows:

(1) The approved company ***or, with the authority's consent, an affiliate of the approved company*** may require that each employee subject to state tax imposed by KRS 141.020, as a condition of employment, agree to pay ***an***[~~a job development~~] assessment[~~ fee~~], equal to four percent (4%) of the gross wages of each employee whose job was created as a result of the economic development project, for the purpose of ***recovering authorized approved costs as set forth in the tax incentive agreement.***[~~retiring:~~

~~(a) The bonds, as described in KRS 154.22-050(1), which fund the economic development project; or~~

~~(b) The loans or other financing as described in KRS 154.22-050(2), incurred in connection with the economic development project.~~]

(2) Each employee so assessed shall be entitled to credits against Kentucky income tax equal to the[~~ job development~~] assessment[~~ fee~~] withheld from wages during the calendar year as provided by KRS 141.310 and 141.350.

(3) If an approved company shall elect to impose the assessment as a condition of employment, it shall be authorized to deduct the assessment from each paycheck of each employee.

(4) Any approved company collecting an assessment as provided in subsection (1) of this section shall make its payroll books and records available to the authority at such reasonable times as the authority shall request and shall file with the authority documentation respecting the assessment as the authority may require.

[~~(5) Any assessment of the wages of employees of an approved company in connection with their employment at an economic development project pursuant to subsection (1) of this section shall permanently lapse on the date:~~

~~(a) The bonds, as described in KRS 154.22-050(1), are retired; or~~

~~(b) Any loans or other financing, as described in KRS 154.22-050(2), incurred in connection with the economic development project mature or are prepaid in full.~~]

SECTION 24. A NEW SECTION OF SUBCHAPTER 22 OF KRS CHAPTER 154 IS CREATED TO READ AS FOLLOWS:

If the authority adopts a preliminary resolution designating an eligible company as an approved company and preliminarily approving the project of the eligible company as an economic development project prior to July 15, 2002, and the authority adopts a final resolution approving the eligible company as an approved company and the project of the eligible company as an economic development project, and the authority and the eligible company enter into a financing agreement no later than June 30, 2003, then the approved company thereafter shall be subject to KRS 154.22-010 to 154.22-100 as in effect prior to July 15, 2002.

Section 25. KRS 154.23-010 is amended to read as follows:

As used in KRS 154.23-005 to 154.23-079, unless the context clearly indicates otherwise:

(1) "Approved company" means an eligible company that locates an economic development project in a qualified zone, as provided for in KRS 154.23-030;

(2) "Approved costs" means:

(a) For an approved company that establishes a new manufacturing facility or expands an existing manufacturing facility, the following obligations incurred in its economic development project, including rent under leases subject to subsection (6)(b)4. of this section:

1. The cost of labor, contractors, subcontractors, builders, and material workers in connection with the acquisition, construction, installation, equipping, and rehabilitation of an economic development project;

2. The cost of acquiring real estate or rights in land and any cost incidental thereto, including recording fees;

3. The cost of contract bonds and insurance of all kinds that may be required or necessary during the course of acquisition, construction, installation, equipping, and rehabilitation of an economic development project that is not paid by the contractor or contractors or otherwise provided for;

4. The cost of architectural and engineering services, including test borings, surveys, estimates, plans and specifications, preliminary investigations, and supervision of construction, as well as for the performance of all duties required by or consequent to the acquisition, construction, installation, equipping, and rehabilitation of an economic development project;

5. All costs required to be paid under the terms of any contract for the acquisition, construction, installation, equipping, and rehabilitation of an economic development project; and

6. All other costs of a nature comparable to those described above; or

(b) For an approved company that establishes a new service or technology business or expands existing service or technology operations, up to a maximum of fifty percent (50%) of the total start-up costs during the term of the service and technology agreement, plus up to a maximum of fifty percent (50%) of the annual rent for each elapsed year of the service and technology agreement;

(3) "Assessment" means the job development assessment fee authorized by KRS 154.23-055;

(4) "Authority" means the Kentucky Economic Development Finance Authority, as created in KRS 154.20-010;

(5) ***"Average hourly wage" means the most current wage and employment data published by the Department for Employment Services in the Kentucky Cabinet for Workforce Development collectively translated into wages per hour based on a two thousand and eighty (2,080) hour work year for the following sectors:***

(a) Manufacturing;

(b) Transportation, communications and public utilities;

(c) Wholesale and retail trade;

(d) Finance, insurance and real estate; and

(e) Services;

(6) "Commonwealth" means the Commonwealth of Kentucky;

(7)[~~(6)~~] "Economic development project" or "project" means:

(a) A service or technology activity conducted by an approved company; or

(b) Any of the following activities of an approved company engaged in manufacturing:

1. The acquisition of or present ownership in any real estate in a qualified zone for the purposes described in KRS 154.23-005 to 154.23-079, which ownership shall include only fee simple ownership of real estate and possession of real estate according to a capital lease as determined in accordance with Statement of Financial Accounting Standards No. 13, Accounting for Leases, issued by the Financial Accounting Standards Board, November 1976;

2. The acquisition or present ownership of improvements or facilities on land that is possessed or is to be possessed by the approved company in a ground lease having a term of sixty (60) years or more; provided, however, that this project shall not include lease payments made under a ground lease for purposes of calculating the tax credits offered under KRS 154.23-005 to 154.23-079;

3. The construction, installation, equipping, and rehabilitation of improvements, fixtures, equipment, and facilities necessary or desirable for improvement of the real estate owned, used, or occupied by the approved company for manufacturing purposes. Construction activities include surveys; site tests and inspections; subsurface site work; excavation; removal of structures, roadways, cemeteries, and other surface obstructions; filling, grading, and providing drainage and storm water retention; installation of utilities such as water, sewer, sewage treatment, gas, electric, communications, and similar facilities; off-site construction of utility extensions to the boundaries of the real estate; or similar activities as the authority may determine necessary for construction; and

4. The leasing of real estate and the buildings and fixtures thereon acquired, constructed, and installed with funds from grants under KRS 154.23-060;

(8)[~~(7)~~] "Eligible company" means any corporation, limited liability company, partnership, registered limited liability partnership, sole proprietorship, business trust, or any other legal entity engaged in manufacturing, or service or technology; however, any company whose primary purpose is retail sales shall not be an eligible company;

(9) "Employee benefits" means non-mandated costs paid by an eligible company for its full-time employees for health

insurance, life insurance, dental insurance, vision insurance, defined benefits, 401(K) or similar plans;

(10)[~~(8)~~] "Final approval" means action taken by the authority that authorizes the eligible company to receive inducements in connection with a project under KRS 154.23-005 to 154.23-079;

(11) "Full-time employee" means a person employed by an approved company for a minimum of thirty-five (35) hours per week and subject to the state income tax imposed by KRS 141.020;

[~~(9) "Financing agreement" means any agreement entered into, under KRS 154.23-035, on behalf of the authority or other lenders, or both, and an approved company engaged in manufacturing with respect to an economic development project;~~]

(12)[~~(10)~~] "Inducements" means the assessment and the income tax credits allowed to an approved company under KRS 154.23-050 and 154.23-055;

(13)[~~(11)~~] "Local government" means a city, county, or urban-county government;

(14)[~~(12)~~] "Manufacturing" means to make, assemble, process, produce, or perform any other activity that changes the form or conditions of raw materials and other property, and shall include any ancillary activity to the manufacturing process, such as storage, warehousing, distribution, and related office facilities; however, "manufacturing" shall not include mining, the extraction of minerals or coal, or processing of these resources;

(15)[~~(13)~~] "Preliminary approval" means action taken by the authority that conditions final approval of an eligible company and its economic development project upon satisfaction by the eligible company of the applicable requirements under KRS 154.23-005 to 154.23-079;

(16)[~~(14)~~] "Qualified employee" means an individual subject to Kentucky income tax who has resided in the qualified zone where the project exists for at least twelve (12) consecutive months preceding full-time employment by an approved company;

(17)[~~(15)~~] "Qualified statewide employee" means an individual subject to Kentucky income tax who has resided in any census tract or county in the Commonwealth that meets the criteria in KRS 154.23-015, regardless of whether the tract or county is in a qualified zone, for at least twelve (12) consecutive months preceding full-time employment by an approved company;

(18)[~~(16)~~] "Qualified zone" means any census tract or county certified as such by the authority in KRS 154.23-015 and 154.23-020;

(19)[~~(17)~~] "Relocation costs" mean identified expenditures by an eligible company for moving costs, separation costs, and any other expenditures substantiated by the eligible company that are directly related to a move from an existing location outside of a qualified zone to a qualified zone location;

(20)[~~(18)~~] "Rent" means:

(a) The actual annual rent or leasing fee paid by an approved company to a bona fide entity negotiated at arms length for the use of a building by the approved company to conduct the approved project for which the inducement has been granted; or

(b) The fair rental value on an annual basis in a building owned by the approved company of the space used by the approved company to conduct the approved project for which the inducement has been granted as determined by the authority using criteria that are customary in the real estate industry for the type of building being used. The fair rental value shall include an analysis of the cost of amortizing the cost of land and building over the period of time customary in the real estate industry for the type of building and for the land being utilized; and

(c) Rent shall include the customary cost of occupancy that includes, but is not limited to, property taxes, heating and air conditioning, electricity, sewer, and insurance;

(21)[~~(19)~~] "Service and technology agreement" means any agreement entered into, under KRS 154.23-040, on behalf of the authority, an approved company engaged in service or technology, and third-party lessors, if applicable, with respect to an economic development project;

(22)[~~(20)~~] "Service or technology" means any activity involving the performance of work not otherwise classified by division, including successor divisions of agriculture, forestry and fishing, mining, construction, and manufacturing, in accordance with the "Standard Industrial Classification Manual," as revised by the United States Office of Management and Budget from time to time, or any successor publication;[~~ and~~]

(23)[~~(21)~~] "Start-up costs" mean the cost of furnishing and equipping a building for ordinary business functions, including computers, nonrecurring costs of fixed telecommunication equipment, furnishings, office equipment, and relocation costs as verified and approved by the authority in accordance with KRS 154.23-040*;*[~~.~~]

(24) "Tax incentive agreement" means that agreement entered into, pursuant to Section 29 of this Act, between the authority and an approved company with respect to an economic development project; and

(25) "Affiliate" means the following:

(a) Members of a family, including only brothers and sisters of the whole or half blood, spouse, ancestors, and lineal descendants of an individual;

(b) An individual, and a corporation more than fifty percent (50%) in value of the outstanding stock of which is

owned, directly or indirectly, by or for that individual;

(c) An individual, and a limited liability company of which more than fifty percent (50%) of the capital interest or profits are owned or controlled, directly or indirectly, by or for that individual;

(d) Two (2) corporations which are members of the same controlled group, which includes and is limited to:

- *1. One (1) or more chains of corporations connected through stock ownership with a common parent corporation if:*
  - *a. Stock possessing more than fifty percent (50%) of the total combined voting power of all classes of stock entitled to vote or more than fifty percent (50%) of the total value of shares of all classes of stock of each of the corporations, except the common parent corporation, is owned by one (1) or more of the other corporations; and*
  - *b. The common parent corporation owns stock possessing more than fifty percent (50%) of the total combined voting power of all classes of stock entitled to vote or more than fifty percent (50%) of the total value of shares of all classes of stock of at least one (1) of the other corporations, excluding, in computing the voting power or value, stock owned directly by the other corporations; or*
- *2. Two (2) or more corporations if five (5) or fewer persons who are individuals, estates, or trusts own stock possessing more than fifty percent (50%) of the total combined voting power of all classes of stock entitled to vote or more than fifty percent (50%) of the total value of shares of all classes of stock of each corporation, taking into account the stock ownership of each person only to the extent the stock ownership is identical with respect to each corporation;*

(e) A grantor and a fiduciary of any trust;

(f) A fiduciary of a trust and a fiduciary of another trust, if the same person is a grantor of both trusts;

(g) A fiduciary of a trust and a beneficiary of that trust;

(h) A fiduciary of a trust and a beneficiary of another trust, if the same person is a grantor of both trusts;

(i) A fiduciary of a trust and a corporation more than fifty percent (50%) in value of the outstanding stock of which is owned, directly or indirectly, by or for the trust or by or for a person who is a grantor of the trust;

(j) A fiduciary of a trust and a limited liability company, of which more than fifty percent (50%) of the capital interest, or the interest in profits, is owned directly or indirectly, by or for the trust or by or for a person who is a grantor of the trust;

(k) A corporation and a partnership, including a registered limited liability partnership, if the same persons own:

- *1. More than fifty percent (50%) in value of the outstanding stock of the corporation; and*
- *2. More than fifty percent (50%) of the capital interest, or the profits interest, in the partnership, including a registered limited liability partnership;*

(l) A corporation and a limited liability company if the same persons own:

- *1. More than fifty percent (50%) in value of the outstanding stock of the corporation; and*
- *2. More than fifty percent (50%) of the capital interest or the profits in the limited liability company;*

(m) A partnership, including a registered limited liability partnership, and a limited liability company if the same persons own:

- *1. More than fifty percent (50%) of the capital interest or profits in the partnership, including a registered limited liability partnership; and*
- *2. More than fifty percent (50%) of the capital interest or the profits in the limited liability company;*

(n) An S corporation and another S corporation if the same persons own more than fifty percent (50%) in value of the outstanding stock of each corporation, S corporation designation being the same as that designation under the Internal Revenue Code of 1986, as amended; or

(o) An S corporation and a C corporation, if the same persons own more than fifty percent (50%) in value of the outstanding stock of each corporation; S and C corporation designations being the same as those designations under the Internal Revenue Code of 1986, as amended.

Section 26. KRS 154.23-015 is amended to read as follows:

(1) Upon written application by a county, urban-county government, or city of the first class, the authority shall certify one (1) to five (5) contiguous census tracts or a county certified by the authority in accordance with KRS 154.22-040 as a qualified zone. In the case of certification based on one (1) to five (5) contiguous census tracts, each census tract shall independently meet each of the following criteria, as verified by the Department for Employment Services within the Cabinet for Workforce Development:

(a) A minimum total poverty rate of one hundred fifty percent (150%) of the United States poverty rate as determined by the most recent decennial census;

(b) An unemployment rate that exceeds the statewide unemployment rate as determined on the basis of the most recent decennial census; and

(c) A minimum population density of two hundred percent (200%) of the average Kentucky census tract population density as determined by the most recent decennial census.

(2) Census tract information shall be based upon United States census data as set forth in the most recent edition of Census of Population and Housing: Population and Housing Characteristics for Census Tracts and Block Numbering Areas published by the United States Bureau of the Census.

(3) The authority shall certify no more than one (1) qualified zone within each county of the Commonwealth, except in the case of a county certified under KRS 154.22-040, the entire county shall constitute the qualified zone.

(4) A qualified zone shall commence on the date of certification by the authority and continue thereafter, except that at the time new decennial census data becomes available, the authority shall decertify any census tract that no longer meets the criteria of subsection (1) of this section for qualified zone status. The authority shall not give preliminary approval to any project in a decertified census tract. An approved company whose project is located in a decertified census tract shall not be eligible for the inducements offered by KRS 154.23-005 to 154.23-079, unless the ***tax incentive***[~~financing~~] agreement or service and technology agreement is entered into by all parties prior to July 1 of the year following the calendar year in which the authority decertified that tract.

(5) Decertification of a census tract by the authority under subsection (4) of this section shall not be construed to split a qualified zone, change the boundary of the initial qualified zone, or create more than one (1) qualified zone per county.

(6) A county, urban-county government, or city of the first class shall have no authority to request decertification of a census tract, and any addition of a census tract requested by a county, urban-county government, or city of the first class under KRS 154.23-020 shall be contiguous to a census tract that continues to meet the criteria under this section.

(7) The authority shall pay its costs of counsel relating to zone certification.

Section 27. KRS 154.23-025 is amended to read as follows:

(1) Relevant standards for approval of eligible companies and economic development projects shall include, but are not limited to, creditworthiness of the eligible company, the number of new jobs to be provided by a project to Kentucky residents, and the likelihood that the project will be an economic success.

(2) An eligible company shall certify to the authority by written application that it makes the following commitments in an economic development project:

(a) A minimum investment of one hundred thousand dollars ($100,000) in the project;

(b) Creation of a minimum of ten (10) new full-time jobs at the project site for qualified employees;

(c) A statement that no significant number of existing jobs in the Commonwealth will be lost or adversely affected due to approval of the eligible company and its economic development project; and

(d) A statement that the economic development project could reasonably and efficiently locate outside the qualified zone and, without the inducements offered by the authority, the eligible company would likely locate outside the zone.

(3) (a) No project that will result in the replacement of an existing manufacturing or service or technology facility existing in the Commonwealth shall be approved by the authority; however, the authority may approve a project if the project ***is one***:

1. ***a. That*** rehabilitates a manufacturing or service or technology facility that has not been in operation***; or***

b. For which the current occupant of the facility has published a notice of closure so long as the eligible company intending to acquire the facility is not an affiliate of the current occupant;[~~,~~] or

c. To which the title[~~ to which~~] is vested in one other than the eligible company and that is sold or transferred under a foreclosure ordered by a court of competent jurisdiction or by order of bankruptcy court;

2. Replaces a manufacturing or service or technology facility existing in the Commonwealth that been damaged or destroyed by fire, or the title to which shall have been taken under the exercise of the power of eminent domain or is the subject of a nonappealable judgment that grants the power of eminent domain to the authority, in any of these events to the extent that normal operations cannot be resumed at the facility within twelve (12) months; or

3. Replaces an existing manufacturing or service or technology facility located in the same qualified zone that cannot be expanded due to the lack of available real estate at or adjacent to the manufacturing or service or technology facility to be replaced. Any economic development project satisfying the requirements of this paragraph of this subsection shall only be eligible for inducements to the extent of the expansion, and no inducements shall be available for the equivalent of the manufacturing or service or technology facility to be replaced.

(b) No economic development project otherwise satisfying the requirements of paragraph (a) of this subsection shall be approved by the authority that results in a lease abandonment or lease termination by the approved company without the consent of the lessor.

(4) (a) Within six (6) months after the activation date, the approved company shall compensate a minimum of ninety percent (90%) of its full-time employees whose jobs were created with base hourly wages equal to either:

1. Seventy-five percent (75%) of the average hourly wage for the Commonwealth; or

2. Seventy-five percent (75%) of the average hourly wage for the county in which the project is to be undertaken.

(b) If the base hourly wage calculated in subparagraph (a)1. or (a)2. of this subsection is less than one hundred fifty percent (150%) of the federal minimum wage, then the base hourly wage shall be one hundred fifty percent (150%) of the federal minimum wage. In addition to the applicable base hourly wage calculated above, the eligible company shall provide employee benefits equal to at least fifteen percent (15%) of the applicable base hourly wage; however, if the eligible company does not provide employee benefits equal to at least fifteen percent (15%) of the applicable base hourly wage, the eligible company may qualify under this section if it provides the employees hired by the eligible company as a result of the economic development project total hourly compensation equal to or greater than one hundred fifteen percent (115%) of the applicable base hourly wage through increased hourly wages combined with employee benefits.

Section 28. KRS 154.23-030 is amended to read as follows:

(1) With respect to each eligible company that applies to the authority for inducements, and with respect to the project described in its application, the authority shall request materials and make all inquiries concerning the application the authority deems necessary. Upon review of the application and requested materials, and completion of initial inquiries, the authority may, by resolution of the board of directors, grant preliminary approval to the eligible company. The authority shall approve a report describing the economic development project, that shall set out as follows:

(a) The name, qualified zone location, business, and standard industrial classification of the eligible company;

(b) The nature of the economic development project;

(c) The use and projected amounts of the inducements to be available to the eligible company by year; and

(d) Other information as the authority may require.

(2) After preliminary approval,~~[completion of its loan, other financing or leasing as permitted by KRS 154.23-010(6)(b)4. by an eligible company engaged in manufacturing activities with respect to its economic development project, and review thereof by the authority,]~~ the authority may, by resolution of its board of directors, designate an eligible company to be an approved company, and execute a ***tax incentive***~~[financing]~~ agreement ***between***~~[among]~~ the ***approved***~~[eligible]~~ company ***and***~~[,]~~ the authority~~[, lenders, if applicable, and lessor, if applicable]~~.

(3) Within a one (1) year period following preliminary approval of an eligible company engaged in service or technology activities with respect to its economic development project, the authority may designate the eligible company as an approved company and execute a service and technology agreement among the ***approved***~~[eligible]~~ company, the authority, and lessors, if applicable. If final approval of an eligible company does not occur within the one (1) year period as provided in this subsection, then the eligible company's request for designation and project authorization shall be considered denied.

(4) The decision to grant an eligible company the status of an approved company shall be solely that of the authority, which shall base its decision upon consideration of all information provided.

Section 29. KRS 154.23-035 is amended to read as follows:

~~[(1)]~~The authority, upon adoption of an authorizing resolution, may enter into a ***tax incentive***~~[financing]~~ agreement with any approved company engaged in manufacturing activities with respect to its economic development project~~[, other lenders, if applicable, and lessor, if applicable]~~. The terms and provisions of each ***tax incentive***~~[financing]~~ agreement, including the amount of approved costs, shall be determined by negotiations between the authority and the approved company, subject to the inclusion of the following mandatory provisions:

(1) The tax incentive agreement shall set forth the maximum amount of inducements available to the approved company for recovery of the approved costs authorized by the authority and expended by the approved company.

(2) The approved company shall expend the authorized approved costs within three (3) years of the date of the final approval by the authority.

(3) The approved company shall provide the authority with documentation as to the expenditures for approved costs in a manner acceptable to the authority.

(4) The term of the tax incentive agreement shall commence upon the activation date and will terminate upon the earlier of the full receipt of the maximum amount of inducements by the approved company or ten (10) years after the activation date.

(5) The tax incentive agreement shall include the activation date, which shall be a date selected by the approved company within two (2) years of the date of final approval by the authority of the tax incentive agreement. If the approved

company does not satisfy the minimum investment and minimum employment requirements of Section 27 of this Act by the activation date, the approved company shall not be entitled to receive inducements pursuant to this subchapter until the approved company satisfies the requirements; however, the ten (10) year period for the term of the tax incentive agreement shall begin from the activation date. Notwithstanding the previous sentence, if the approved company does not satisfy the minimum investment and minimum employment requirements of Section 27 of this Act within two (2) years from the date of final approval of the tax incentive agreement, then the approved company shall be ineligible to receive inducements under this subchapter unless an extension is approved by the authority.

(6) The approved company shall comply with the hourly wage criteria set forth in subsection (4) of Section 27 of this Act and provide documentation in connection with hourly wages paid to its full-time employees hired as a result of the economic development project in a manner acceptable to the authority.

(7) The approved company may be permitted the following inducements during the term of the tax incentive agreement:

  (a) A one-hundred percent (100%) credit against the Kentucky income tax that would otherwise be owed in the approved company's fiscal year, as determined under KRS 141.401, to the Commonwealth by the approved company on the income of the approved company generated by or arising from the economic development project; and

  (b) The aggregate assessments withheld by the approved company each year.

(8) The total inducements may not exceed authorized cumulative approved costs paid by the approved company in the three (3) year period commencing with and after the date of final approval.

(9) The income tax credited to the approved company shall be credited for the fiscal year for which the tax return of the approved company is filed. The approved company shall not be required to pay estimated income tax payments as prescribed in KRS 141.042 on the Kentucky taxable income generated by or arising from the economic development project.

(10) The tax incentive agreement may be assigned by the approved company only upon the prior written consent of the authority following the adoption of a resolution by the authority to that effect.

(11) The tax incentive agreement shall provide that if the total number of full-time qualified employees at the site of the economic development project is less than ten (10), the authorized inducements shall be suspended until at least ten (10) full-time qualified employees are employed by the approved company at the project site.

(12) The tax incentive agreement shall provide that if an approved company fails to comply with its obligations under the tax incentive agreement then the authority shall have the right, at its option, to:

  (a) Suspend the income tax credits and assessments available to the approved company;

  (b) Pursue any remedy provided under the tax incentive agreement, including termination thereof; and

  (c) Pursue any other remedy at law to which it may be entitled.

(13) All remedies provided in subsection (12) of this section shall be deemed to be cumulative.

(14) The approved company shall pay all costs of counsel to the authority resulting from approval of its economic development project.

  [~~(a) The term of a financing agreement, that shall commence on the date of the financing agreement, and shall not be longer than the earliest of:~~

    ~~1. The maturity of any loan or other financing incurred in connection with the economic development project, except that the financing agreement may terminate upon the earlier prepayment of all loans or other financing incurred in connection with the economic development project;~~

    ~~2. The termination of any lease under KRS 154.23-010(6)(b)4.; or~~

    ~~3. Ten (10) years from the activation date of the original financing agreement.~~

    ~~4. Nothing in this subsection shall limit the extension of the term of a financing agreement if there is a refinancing of the loans or other financing, or the financing of the balance of the purchase price of an economic development project originally leased in accordance with KRS 154.23-010(6)(b)4.~~

  ~~(b) All proceeds of any loan or other financing incurred in connection with the economic development project shall be expended by the approved company within three (3) years from the date of the financing agreement. In the event that all proceeds of any loan or other financing incurred in connection with the economic development project are not fully expended within the three (3) year period, the authorized inducements shall automatically be reduced to and shall not be greater than the amount of proceeds actually expended by the approved company within the three (3) year period;~~

  ~~(c) The approved company may be permitted the following inducements during the term of the financing agreement:~~

    ~~1. An income tax credit of up to one hundred percent (100%) of the Kentucky income tax liability imposed by KRS 141.020 or 141.040 that would otherwise be due, determined under KRS 141.401, on the income of the approved company generated by or arising out of the economic development project, as limited by the provisions of this section and KRS 154.23-045; and~~

~~2. The assessment, if applicable, withheld by the approved company in each year;~~

~~(d) The income tax credit for the approved company shall be credited for the fiscal year for which the tax return of the approved company is filed. The approved company shall not be required to pay estimated income tax payments as prescribed in KRS 141.042;~~

~~(e) The assessments, if applicable, when added to the credit for the Kentucky income tax as provided in KRS 154.23-050, shall not exceed the total annual payment made under the financing agreement in connection with the project in any year; however, to the extent that this annual payment exceeds credits received and assessments collected in any year, this excess payment may be recouped from excess credits or assessment collections in succeeding years;~~

~~(f) If, in any fiscal year of the approved company during which the financing agreement is in effect, the total of the income tax credit granted to the approved company plus the assessments collected from the wages of the qualified statewide employees equals the annual payment in the financing agreement, and if all excess payments in the financing agreement accumulated in prior years have been recouped, the assessments collected from the wages of the qualified statewide employees shall cease for the remainder of that fiscal year, and the approved company shall resume normal personal income tax and occupational license fee withholdings from the qualified statewide employees' wages for the remainder of that fiscal year;~~

~~(g) If, in any fiscal year of the approved company during which the financing agreement is in effect, the total of the income tax credit granted to the approved company plus the assessment collected from the wages of the qualified statewide employees exceeds the annual payment in the financing agreement, and if all excess payments in the financing agreement accumulated in prior years have been recouped, the approved company shall pay the excess to the Commonwealth as income tax;~~

~~(h) If, in any fiscal year of the approved company during which the financing agreement is in effect, the assessment collected from the wages of qualified statewide employees exceeds the annual payment in the financing agreement, and if all excess payments in the financing agreement accumulated in prior years have been recouped, the assessment collected from the wages of the qualified statewide employees shall cease for the remainder of that fiscal year, the approved company shall resume normal personal income tax and occupational license fee withholdings from the qualified statewide employees' wages for the remainder of that fiscal year, and the approved company shall remit to the Commonwealth and applicable local jurisdictions their respective shares of the excess assessment collected on the withholding filing date for qualified statewide employees' wages next succeeding the first date when the approved company collected excess assessments;~~

~~(i) The financing agreement may be assigned by the approved company only upon the prior written consent of the authority;~~

~~(j) An approved company shall require any lender to the approved company funding loans or other financing incurred in connection with the economic development project to provide written evidence to the authority of payments of all annual debt service to the lender. An approved company shall require any lessor under a lease subject to KRS 154.23-010(6)(b)4. to provide written evidence to the authority of payment of rent to the lessor. This evidence shall be provided to the authority within forty-five (45) days after the end of each fiscal year during the term of the financing agreement;~~

~~(k) If the total number of qualified employees at the site of the economic development project is less than ten (10), the authorized inducements shall be suspended until at least ten (10) full-time qualified employees are employed by the approved company at the project site;~~

~~(l) If an approved company fails to comply with its respective obligations under the financing agreement or is declared in default under the loans or other financing incurred in connection with the economic development project or the lease under KRS 154.23-010(6)(b)4., or if the lender to an approved company or the lessor, as applicable, fails to comply with its requirements set forth in subsection (1)(j) of this section, then the authority, or any of its assignees, shall have the right, at its option, to:~~

~~1. Suspend the availability of the income tax credits and assessments to the approved company;~~

~~2. Pursue any remedy provided under the financing agreement, including termination thereof; and~~

~~3. Pursue any other remedy at law to which it appears entitled; and~~

~~(m) The approved company shall pay all costs of counsel to the authority resulting from approval of its economic development project.~~

~~(2) All remedies provided in subsection (1)(l) of this section shall be deemed cumulative.~~

~~(3) Under this section, the activation date shall be established by the approved company in the financing agreement, which shall be at any time within a two (2) year period after the date of final approval of the financing agreement by the authority. To implement the activation date, the approved company shall notify the authority, the Kentucky Revenue Cabinet, the approved company's qualified statewide employees, and the affected local jurisdictions, if any, of the activation date when implementation of the inducements authorized in the financing agreement shall occur. If the approved company does not satisfy the minimum investment and minimum employment requirements of KRS 154.23-025 by the activation date, then the approved company shall not be entitled to receive inducements under KRS 154.23-005 to 154.23-~~

~~079 until the approved company satisfies the requirements; in any event, the ten (10) year period for the term of the financing agreement shall begin from the activation date. Notwithstanding the previous sentence, if the approved company does not satisfy the minimum investment and minimum employment requirements of KRS 154.23-025 within two (2) years from the date of final approval of the financing agreement, then the approved company shall be ineligible to receive inducements under KRS 154.23-005 to 154.23-079.~~]

Section 30. KRS 154.23-045 is amended to read as follows:

(1) If an eligible company operates an existing business in a qualified zone, and wishes to expand that business within the zone, the eligible company may submit an application to the authority to become an approved company under KRS 154.23-025.

(2) If the eligible company under subsection (1) of this section becomes an approved company, the authority shall determine a base level of employment in the Commonwealth, a base level of state income tax liability, and a base level of manufacturing or service or technology activity, as applicable, of the approved company for determining eligible credits for the approved company's project during the term of a ***tax incentive***[~~financing~~] agreement or service and technology agreement. The base level shall be determined by taking into consideration any seasonal fluctuations or aberrations of employment levels during the preceding three (3) years. Notwithstanding the determination of a base level of employment in the Commonwealth, no qualified statewide employee who is an employee of this business prior to the date of the preliminary approval by the authority as prescribed in KRS 154.23-030 shall be subject to assessment.

(3) The authority shall identify, by name, all of the existing qualified statewide employees employed by the eligible company prior to preliminary approval, and these employees shall be exempt from the assessment. If any of these employees cease working in the activity, then another qualified statewide employee shall be added to the base level of employment, based on the earliest date of entry into the work force, and this employee shall be exempt from the assessment. The authority may negotiate with the approved company a different method of determining the base level of employment that would yield a more equitable result for the approved company, the Commonwealth, local jurisdictions, and the qualified statewide employees.

(4) To become eligible for inducements, the approved company shall create and maintain above the base level of employment in the Commonwealth, an increase at the site of the project of at least ten (10) new full-time qualified employees.

(5) The approved company shall continue to pay to the Commonwealth, on an annualized basis during the term of the ***tax incentive***[~~financing~~] agreement or service and technology agreement, as applicable, the base level of income tax, adjusted on an annual basis to reflect changes in the consumer price index. The excess income tax owed may be offset by the income tax credit provided in KRS 154.23-050.

(6) If any approved company expands in a qualified zone because of an increase in business or because of the commencement of a new line of business, it may be eligible, at the discretion of the authority, to negotiate a separate, additional ***tax incentive***[~~financing~~] agreement or service and technology agreement to cover the expanded business under the same conditions as authorized for an expansion in this section.

Section 31. KRS 154.23-055 is amended to read as follows:

(1) If the local jurisdiction in which the economic development project is to be located, approves the assessment in accordance with subsection (8) of this section, then an approved company engaged in either manufacturing or service or technology activities may require each qualified statewide employee, as a condition to employment, to agree to pay ***an***[~~a job development~~] assessment[~~ fee~~] in an amount determined by the percentage of the local occupational license fee, which shall be one-fifth (1/5) of the total[~~ job development~~] assessment[~~ fee~~], plus the Commonwealth's contribution of four-fifths (4/5) of the total[~~ job development~~] assessment[~~ fee~~], but in no event to exceed five percent (5%) of the qualified statewide employee's gross wages exclusive of any noncash benefits; provided that each qualified statewide employee paying the assessment shall be entitled to credits against Kentucky income tax as prescribed in subsection (4) of this section and to credits against the local occupational license fee to the extent of the local occupational license fee collected by the local jurisdiction. This assessment shall be deducted by the approved company from wages it pays to qualified statewide employees.

(2) Notwithstanding subsection (1) of this section, if no local occupational license fee is assessed by any local government in which the project is located, the assessment shall be four percent (4%), all of which shall be contributed by the Commonwealth.

(3) Notwithstanding subsection (1) of this section, if a project is located in only one (1) local government and that local government has a local occupational license fee that is less than one percent (1%) and the local government agrees to forgo all of its local occupational license fee or if a project is located in multiple local governments and the local governments have in the aggregate local occupational license fees that are less than one percent (1%) and the local governments agree to forgo all of their local occupational license fees, then the assessment shall be four percent (4%), all of which shall be contributed by the Commonwealth, plus the percentage of the local occupational license fee or fees, as applicable, that the local government or local governments, as applicable, has or have agreed to forgo.

(4) Each qualified statewide employee required to pay this assessment shall be entitled to certain credits, as follows:

(a) Credit against the required Kentucky income tax withheld from gross wages under KRS 141.310 equal to the

Commonwealth's contribution, but in no event to exceed four percent (4%) of these wages; and

(b) Credit against the local occupational license fee imposed by any local government in which the project is located in the form of a simultaneous adjustment of the local occupational license fee withheld from gross wages excluding noncash benefits not to exceed one percent (1%) of these wages.

(5) If more than one (1) local government jurisdiction imposes a local occupational license fee and all jurisdictions approve the assessment, then the assessment and employee credit therefor shall be prorated against the local occupational license fees imposed, unless a single local government jurisdiction agrees to forgo receipt of its local occupational license fees in an amount equal to one percent (1%) of the qualified statewide employees' wages excluding noncash benefits, in which case no proration need be made.

(6) No credit, or portion thereof, shall be allowed against any occupational license fee imposed by or dedicated solely to the board of education in a local jurisdiction.

(7) An approved company that collects an assessment shall make its payroll, books, and records available to the authority at its request, and shall provide all documentation pertaining to the assessment as the authority may require.

(8) Before any *tax incentive*[~~financing~~] agreement or service and technology agreement becomes effective with respect to an assessment, the legislative body of any local government that assesses a local occupational license fee and shall lose revenue as a result of the assessment described in this section shall, by official action, approve the assessment for the benefit of an approved company. However, if a local government does not approve the assessment, then the approved company shall not be permitted to impose the assessment and the qualified statewide employees shall not be permitted to claim credits.

[~~(9) Any assessment of the wages of qualified statewide employees of an approved company engaged in manufacturing activities in connection with their employment at an economic development project in subsection (1) of this section shall permanently lapse as of the date any loans or other financing, as described in KRS 154.23-035, incurred in connection with the economic development project mature or are prepaid in full for an approved company engaged in manufacturing activities or as of any date any lease under KRS 154.23-010(6)(b)4. terminates.~~]

(9)[~~(10)~~] Any assessment of the wages of qualified statewide employees of an approved company engaged in service or technology activities in connection with their employment at an economic development project shall permanently cease at the expiration of the service and technology agreement.

Section 32. KRS 154.24-010 is amended to read as follows:

The following words and terms, unless the context clearly indicates a different meaning, shall have the following respective meanings in KRS 154.24-010 to 154.24-150:

(1) *"Affiliate" means the following:*

(a) Members of a family, including only brothers and sisters of the whole or half blood, spouse, ancestors, and lineal descendants of an individual;

(b) An individual, and a corporation more than fifty percent (50%) in value of the outstanding stock of which is owned, directly or indirectly, by or for that individual;

(c) An individual, and a limited liability company of which more than fifty percent (50%) of the capital interest or profits are owned or controlled, directly or indirectly, by or for that individual;

(d) Two (2) corporations which are members of the same controlled group, which includes and is limited to:

1. One (1) or more chains of corporations connected through stock ownership with a common parent corporation if:

a. Stock possessing more than fifty percent (50%) of the total combined voting power of all classes of stock entitled to vote or more than fifty percent (50%) of the total value of shares of all classes of stock of each of the corporations, except the common parent corporation, is owned by one (1) or more of the other corporations; and

b. The common parent corporation owns stock possessing more than fifty percent (50%) of the total combined voting power of all classes of stock entitled to vote or more than fifty percent (50%) of the total value of shares of all classes of stock of at least one (1) of the other corporations, excluding, in computing the voting power or value, stock owned directly by the other corporations; or

2. Two (2) or more corporations if five (5) or fewer persons who are individuals, estates, or trusts own stock possessing more than fifty percent (50%) of the total combined voting power of all classes of stock entitled to vote or more than fifty percent (50%) of the total value of shares of all classes of stock of each corporation, taking into account the stock ownership of each person only to the extent the stock ownership is identical with respect to each corporation;

(e) A grantor and a fiduciary of any trust;

(f) A fiduciary of a trust and a fiduciary of another trust, if the same person is a grantor of both trusts;

(g) A fiduciary of a trust and a beneficiary of that trust;

(h) A fiduciary of a trust and a beneficiary of another trust, if the same person is a grantor of both trusts;

(i) A fiduciary of a trust and a corporation more than fifty percent (50%) in value of the outstanding stock of which is owned, directly or indirectly, by or for the trust or by or for a person who is a grantor of the trust;

(j) A fiduciary of a trust and a limited liability company, of which more than fifty percent (50%) of the capital interest, or the interest in profits, is owned directly or indirectly, by or for the trust or by or for a person who is a grantor of the trust;

(k) A corporation and a partnership, including a registered limited liability partnership, if the same persons own:

1. More than fifty percent (50%) in value of the outstanding stock of the corporation; and

2. More than fifty percent (50%) of the capital interest, or the profits interest, in the partnership, including a registered limited liability partnership;

(l) A corporation and a limited liability company if the same persons own:

1. More than fifty percent (50%) in value of the outstanding stock of the corporation; and

2. More than fifty percent (50%) of the capital interest or the profits in the limited liability company;

(m) A partnership, including a registered limited liability partnership, and a limited liability company if the same persons own:

1. More than fifty percent (50%) of the capital interest or profits in the partnership, including a registered limited liability partnership; and

2. More than fifty percent (50%) of the capital interest or the profits in the limited liability company;

(n) An S corporation and another S corporation if the same persons own more than fifty percent (50%) in value of the outstanding stock of each corporation, S corporation designation being the same as that designation under the Internal Revenue Code of 1986, as amended; or

(o) An S corporation and a C corporation, if the same persons own more than fifty percent (50%) in value of the outstanding stock of each corporation; S and C corporation designations being the same as those designations under the Internal Revenue Code of 1986, as amended;

(2) "Agreement" means *the service and technology*[~~any~~] agreement made pursuant to KRS 154.24-120, between the authority and an approved company with respect to an economic development project;

(3)[~~(2)~~] "Approved company" means any eligible company seeking to locate an economic development project from outside the Commonwealth into the Commonwealth, or undertaking an economic development project in the Commonwealth for which it is approved pursuant to KRS 154.24-100;

(4)[~~(3)~~] "Approved costs" means fifty percent (50%) of the total of the start-up costs up to a maximum of ten thousand dollars ($10,000) per new full-time job created and to be held by a Kentucky resident subject to the personal income tax of the Commonwealth, plus fifty percent (50%) of the annual rent for each elapsed year of the service and technology agreement;

(5)[~~(4)~~] "Assessment" means the "service and technology job creation assessment fee" authorized by KRS 154.24-110;

(6)[~~(5)~~] "Authority" means the Kentucky Economic Development Finance Authority*, as* created in KRS 154.20-010;

(7) "Average hourly wage" means the most current wage and employment data published by the Department for Employment Services in the Kentucky Cabinet for Workforce Development collectively translated into wages per hour based on a two thousand and eighty (2,080) hour work year for the following sectors:

(a) Manufacturing;

(b) Transportation, communications, and public utilities;

(c) Wholesale and retail trade;

(d) Finance, insurance, and real estate; and

(e) Services;

(8)[~~(6)~~] "Commonwealth" means the Commonwealth of Kentucky;

(9)[~~(7)~~] "Economic development project" or "project" means a service or technology activity conducted by an approved company;

(10)[~~(8)~~] "Eligible company" means any corporation, limited liability company, partnership, registered limited liability partnership, sole proprietorship, business trust, or any other entity engaged in service or technology and meeting the standards promulgated by the authority in accordance with KRS Chapter 13A;

(11) "Employee benefits" means nonmandated costs paid by an approved company for its full-time employees for health insurance, life insurance, dental insurance, vision insurance, defined benefits, 401(k) or similar plans;

(12)[~~(9)~~] "Final approval" means the action taken by the authority authorizing the eligible company to receive inducements under this subchapter;

(13) "Full-time employee" means a person employed by an approved company for a minimum of thirty-five (35) hours per week and subject to the state tax imposed by KRS 141.020;

(14)[~~(10)~~] "In lieu of credits" means a local government appropriation to the extent permitted by law, or other form of local government grant or service benefit, directly related to the economic development project and in an amount equal to one percent (1%) of employees' gross wages, exclusive of any noncash benefits provided to an employee, or the provision by a local government of an in-kind contribution directly related to the economic development project and in an amount equal to one half (1/2) of the rent for the duration of the agreement;

(15)[~~(11)~~] "Inducements" means the income tax credits allowed and the assessment authorized by KRS 154.24-110, which are intended to induce companies engaged in service and technology industries to locate or expand in the Commonwealth;

(16)[~~(12)~~] "Person" means an individual, sole proprietorship, partnership, registered limited liability partnership, joint venture, trust, unincorporated organization, association, corporation, limited liability company, institution, entity or government, whether federal, state, county, city, or otherwise, including without limitation, any instrumentality, division, political subdivision, district, court, agency, or department thereof;

(17)[~~(13)~~] "Preliminary approval" means the action taken by the authority conditioning final approval by the authority upon satisfaction by the eligible company of the requirements under this subchapter;

(18)[~~(14)~~] "Relocation costs" means the identified expenditures by the company for moving costs, separation costs, and any other expenditures substantiated by the company which directly related to the move from an existing location outside of Kentucky to locations approved by the authority;

(19)[~~(15)~~] "Rent" means:

(a) The actual annual rent or leasing fee paid by an approved company to a bona fide entity negotiated at arms length for the use of a building by the approved company to conduct the approved activity for which the inducement has been granted; or

(b) The fair rental value on an annual basis in a building owned by the approved company of the space used by the approved company to conduct the approved activity for which the inducement has been granted as determined by the authority using criteria which is customary in the real estate industry for the type of building being used. The fair rental value shall include an analysis of the cost of amortizing the cost of land and building over the period of time customary in the real estate industry for the type of building and for the land being utilized;

(c) Rent shall include the customary cost of occupancy including, but not limited to, property taxes, heating and air-conditioning, electricity, water, sewer, and insurance;

(20)[~~(16)~~] "Service or technology" means any activity involving the performance of work not otherwise classified by division, including successor divisions of agriculture, forestry and fishing, mining, construction, and manufacturing, in accordance with the "Standard Industrial Classification Manual," as revised by the United States Office of Management and Budget from time to time, or any successor publication. A company otherwise engaged in an ineligible activity may operate a service and technology activity in a separate division and, with the approval of the authority and subject to the record keeping requirements established by the authority, the service and technology activity may be deemed an eligible activity; and

(21)[~~(17)~~] "Start-up costs" means the ***acquisition*** cost of furnishing and equipping the building for ordinary business functions, including computers,[~~ nonrecurring costs of fixed telecommunication equipment,~~] furnishings, office equipment,[~~ and~~] relocation costs***, and nonrecurring costs of fixed telecommunication equipment*** as verified and approved by the authority in accordance with KRS 154.24-130.

Section 33. KRS 154.24-090 is amended to read as follows:

The authority shall promulgate administrative regulations in accordance with KRS Chapter 13A, regarding the approval of eligible companies and economic development projects conducted by those companies. The criteria for approval of eligible companies and economic development projects shall include, but not be limited to, the following criteria:

(1) A determination by the authority that more than seventy-five percent (75%) of services provided by the eligible company from the proposed project shall be provided for persons located outside the Commonwealth during each year of the period during which it receives inducements as authorized in KRS 154.24-110;

(2) The economic development project shall result in the creation by the eligible company of a minimum of ***fifteen (15)***[~~twenty-five (25)~~] new full-time jobs for Kentucky residents to be employed by the eligible company and to be held by persons subject to the personal income tax of the Commonwealth ***at the activation date which shall occur*** within one (1) year of the date of the final resolution authorizing the economic development project. The authority may extend this one (1) year period upon the written application of an eligible company requesting an extension;

(3) (a) Within six (6) months after the activation date, the approved company shall compensate a minimum of ninety percent (90%) of its full-time employees whose jobs were created with base hourly wages equal to either:

1. Seventy-five percent (75%) of the average hourly wage for the Commonwealth; or

2. Seventy-five percent (75%) of the average hourly wage for the county in which the project is to be undertaken.

(b) If the base hourly wage calculated in subparagraph (a)1. or (a)2. of this subsection is less than one hundred fifty percent (150%) of the federal minimum wage, then the base hourly wage shall be one hundred fifty percent (150%) of the federal minimum wage. In addition to the base hourly wages, the eligible company shall provide employee benefits equal to at least fifteen percent (15%) of the applicable base hourly wages; however, if the eligible company does not provide employee benefits equal to at least fifteen percent (15%) of the applicable base hourly wages, the eligible company may qualify under this section if it provides the employees hired by the eligible company as a result of the economic development project total hourly compensation equal to or greater than one hundred fifteen percent (115%) of the applicable base hourly wages through increased hourly wages combined with employee benefits;

(4)~~[(3)]~~ Written evidence that:

(a) Approval of the economic development project and the resulting inducements to be offered are essential to the creation of new jobs in the Commonwealth by an eligible company in connection with its economic development project; and

(b) No significant number of existing jobs in the Commonwealth will be lost, or adversely affected, due to the designation of an eligible company as an approved company, and to the approval of the eligible company's economic development project; and

(5)~~[(4)]~~ That the economic development project could reasonably and efficiently locate outside of the Commonwealth and, without the inducements offered by the authority, the eligible company would likely locate outside the state.

Section 34. KRS 154.24-110 is amended to read as follows:

(1) The approved company shall be entitled to an income tax credit equal to one hundred percent (100%) of the income tax that would otherwise be due to the Commonwealth by the approved company attributable to the economic development project, as limited by the provisions of this section and KRS 154.24-130. The amount of the approved company's income that is attributable to the economic development project shall be determined under KRS 141.407.

(a) The income tax credit allowed to the approved company shall be subtracted from the approved cost balance in the fiscal year of the approved company for which the tax return of the approved company is filed; and

(b) By October 1 of each year, the Revenue Cabinet of the Commonwealth shall certify to the authority, in the form of an annual report, aggregate income tax credits claimed on tax returns filed during the fiscal year ending June 30 of that year, and assessments taken by approved companies with respect to their economic development projects during the prior calendar year under this subchapter, and shall certify to the authority, within ninety (90) days from the date an approved company has filed its state income tax return, when an approved company has taken income tax credits and assessments equal to its total inducements.

(2) The approved company ***or, with the authority's consent, an affiliate of the approved company*** may require each employee, subject to state tax imposed by KRS 141.020, as a condition of employment, to agree to pay a service and technology job creation assessment fee up to five percent (5%) of the gross wages exclusive of any noncash benefits provided to an employee for each employee whose job has been deemed by the authority to be created as a result of the economic development project, provided that the service and technology job creation assessment fee shall not exceed the amount determined in accordance with KRS 154.24-150(5) if the circumstances in that subsection apply. Where a person is already employed by the approved company at a site other than the site of the economic development project and where that employee is subject to state tax imposed by KRS 141.020, the employee's job shall be deemed to have been created when the employee is transferred to the site of the economic development project, provided that the employee's existing job is filled with a new employee.

(a) Each employee paying the assessment shall be entitled to a credit against his Kentucky income tax required to be withheld under KRS 141.310 equal to four-fifths (4/5) of the assessment;

(b) If the assessment has been approved by the local jurisdiction as provided in KRS 154.24-150, each employee paying the assessment also shall be entitled, in the local jurisdiction in which the economic development project is located, to a credit against his local occupational license fee in the form of a simultaneous adjustment of his local occupational license fee withholding equal to one-fifth (1/5) of the assessment. If more than one (1) local tax is incurred, the one-fifth (1/5) assessment shall be prorated proportionately among the taxes unless one (1) local jurisdiction agrees to forgo the receipt of these taxes in an amount equal to the one-fifth (1/5) assessment, in which case no proration need be made;

(c) If an approved company elects to impose the assessment as a condition of employment, it shall be authorized to deduct the assessment from each payment of wages to the employee;

(d) No credit, or portion thereof, shall be allowed against any occupational license fee imposed by or dedicated solely to the board of education in a local jurisdiction;

(e) The approved company collecting an assessment shall make its payroll, books, and records available to the authority when the authority shall request, and shall file with the authority documentation pertaining to the assessment as the authority may require; and

(f) Any assessment of the wages of employees of an approved company in connection with their employment at an economic development project shall permanently cease at the expiration of the agreement.

(3) Notwithstanding subsection (2) of this section, if a local government in which the project is located has a local occupational license fee that is less than one percent (1%) and agrees to forgo all of its local occupational license fee, then the assessment shall be four percent (4%), all of which shall be contributed by the Commonwealth, plus the percentage of the local occupational license fee that the local government has agreed to forgo. Each employee paying the assessment under this subsection shall be entitled to a credit against Kentucky income tax, under KRS 141.350, equal to four percent (4%) and a credit against the local occupational license fee equal to the local occupational license fee that the local jurisdiction has agreed to forgo.

Section 35. KRS 154.24-120 is amended to read as follows:

Before any approved company is granted inducements as prescribed in KRS 154.24-010 to 154.24-150, a service and technology agreement with respect to the company's economic development project shall be entered into between the authority and the approved company. The terms and provisions of the agreement, including the amount of approved costs, shall be determined by negotiations between the authority and the approved company, except that each agreement shall include the following provisions:

(1) The term of an agreement shall not be longer than ten (10) years from the activation date established by the approved company. The activation date shall be any time within a one (1) year period after the date of final approval of the agreement by the authority. In order to implement the activation date, the approved company shall notify the authority, the Kentucky Revenue Cabinet, the employees, and the affected local ***jurisdictions***[~~jurisdiction~~], if any, of the activation date on which implementation of the inducements authorized in the agreement shall occur.

(2) The agreement shall include:

(a) A description of the authorized inducements to be used by the approved company;

(b) A provision that, if the total number of full-time employees at the site of the economic development project who are residents of the Commonwealth and[~~ who are~~] subject to the Kentucky income tax is less than ***fifteen (15)***[~~twenty five (25)~~], or in the case of an existing Kentucky business the approved company fails to maintain the increase of at least ***fifteen (15)***[~~twenty five (25)~~] full-time employees who are residents of the Commonwealth and[~~ who are~~] subject to the Kentucky income tax, the authorized inducements shall be suspended until the number of full-time employees at the site of the economic development project who are residents of the Commonwealth and[~~ who are~~] subject to the Kentucky income tax equals or exceeds ***fifteen (15)***[~~twenty five (25)~~]; or in the case of an existing Kentucky business until the maintenance requirement of subsection (4) of KRS 154.24-140 is satisfied;

(c) A provision that, if seventy-five percent (75%) or less of services provided by the approved company from the economic development project should be provided to persons located outside of the Commonwealth during any fiscal year of the approved company as prescribed in KRS 154.24-090, the authorized inducements shall be suspended until the percentage of these services again exceeds seventy-five percent (75%) for a full fiscal year of the approved company; and

(d) A provision that neither income tax credits nor assessments are assignable without written consent by the authority.

Section 36. KRS 154.24-140 is amended to read as follows:

(1) If an eligible company operates an existing service and technology business in Kentucky, and wishes to expand that business within the Commonwealth, the eligible company may submit an application to the authority to become an approved company and eligible for the inducements offered in KRS 154.24-010 to 154.24-150.

(2) If an existing business becomes an approved company, the authority shall determine a base level of employment, a base level of state income tax liability, and a base level of services of the approved company for determining eligible credits in remaining years of the approved company's project period. The base level shall be determined by taking into consideration any seasonal fluctuations or aberrations of employment levels over a preceding three (3) year period. Notwithstanding the determination of a base level of employment, no employee of the existing business who is an employee of such business prior to the date of the preliminary resolution of the authority as prescribed in KRS 154.24-100 shall be subject to assessment.

(3) The authority shall identify, by name, all of the existing employees engaged in the service and technology activity, and these employees shall be exempt from the assessment. If any of these employees cease working in the activity, another employee shall be added to the base level of employment, based on the earliest date of entry into the work force, and he shall be exempt from the assessment. The authority may negotiate with the approved company a different method of determining the base level of employment which would yield a more equitable result for the approved company, the Commonwealth, local jurisdictions, and the employees.

(4) To become eligible for inducements, the approved company shall create and maintain above the base level of employment an increase at the site of the economic development project of at least ***fifteen (15)***[~~twenty five (25)~~] full-time employees who are residents of the Commonwealth***,***[~~ and who are~~] subject to the Kentucky income tax.

(5) The approved company shall continue to pay to the Commonwealth, on an annualized basis during the term of the agreement, the base level of income tax, adjusted on an annual basis to reflect changes in the consumers price index. Any excess income tax owed may be taken as a credit.

(6) If any approved company expands because of an increase in business or because of the commencement of a new line of business, it shall be eligible, at the discretion of the authority, to negotiate a separate and additional agreement to cover the expanded business under the same conditions as authorized for expansion in this section.

Section 37. KRS 154.28-010 is amended to read as follows:

As used in KRS 154.28-010 to 154.28-100, unless the context clearly indicates otherwise:

(1) ***"Activation date" means a date selected by an approved company in the agreement at any time within the two (2) year period after the date of final approval of the agreement by the authority;***

(2) "Affiliate" means the following:

(a) Members of a family, including only brothers and sisters of the whole or half blood, spouse, ancestors, and lineal descendants of an individual;

(b) An individual and a corporation more than fifty percent (50%) in value of the outstanding stock of which is owned, directly or indirectly, by or for that individual;

(c) An individual, and a limited liability company of which more than fifty percent (50%) of the capital interest or the profits interest of which is owned, directly or indirectly, by or for that individual;

(d) Two (2) corporations which are members of the same controlled group, which includes and is limited to:

1. One (1) or more ***chains***[~~claims~~] of corporations connected through stock ownership with a common parent corporation if:

a. Stock possessing more than fifty percent (50%) of the total combined voting power of all classes of stock entitled to vote or more than fifty percent (50%) of the total value of shares of all classes of stock of each of the corporations, except the common parent corporation, is owned by one (1) or more of the other corporations; and

b. The common parent corporation owns stock possessing more than fifty percent (50%) of the total combined voting power of all classes of stock entitled to vote or more than fifty percent (50%) of the total value of shares of all classes of stock of at least one (1) of the other corporations, excluding, in computing such voting power or value, stock owned directly by the other corporations; or

2. Two (2) or more corporations if five (5) or fewer persons who are individuals, estates, or trusts own stock possessing more than fifty percent (50%) of the total combined voting power of all classes of stock entitled to vote or more than fifty percent (50%) of the total value of shares of all classes of stock of each corporation, taking into account the stock ownership of each person only to the extent the stock ownership is identical with respect to each corporation;

(e) A grantor and a fiduciary of any trust;

(f) A fiduciary of a trust and a fiduciary of another trust, if the same person is a grantor of both trusts;

(g) A fiduciary of a trust and a beneficiary of that trust;

(h) A fiduciary of a trust and a beneficiary of another trust, if the same person is a grantor of both trusts;

(i) A fiduciary of a trust and a corporation more than fifty percent (50%) in value of the outstanding stock of which is owned, directly or indirectly, by or for the trust or by or for a person who is a grantor of the trust;

(j) A fiduciary of a trust and a limited liability company of which more than fifty percent (50%) of the capital interest or the profits interest of which is owned, directly or indirectly, by or for the trust or by or for a person who is a grantor of the trust;

(k) A corporation and a partnership, including a registered limited liability partnership, if the same persons own:

1. More than fifty percent (50%) in value of the outstanding stock of the corporation; and

2. More than fifty percent (50%) of the capital interest, or the profits interest, in the partnership, including a registered limited liability partnership;

(l) A corporation and a limited liability company if the same persons own:

1. More than fifty percent (50%) in value of the outstanding stock of the corporation; and

2. More than fifty percent (50%) of the capital interest or the profits in the limited liability company;

(m) A partnership, including a registered limited liability partnership, and a limited liability company if the same persons own:

1. More than fifty percent (50%) of the capital interest or profits in the partnership, including a registered limited liability partnership; and

2. More than fifty percent (50%) of the capital interest or profits in the limited liability company;

(n) An S corporation and another S corporation if the same persons own more than fifty percent (50%) in value of the outstanding stock of each corporation, S corporation designation being the same as that designation under the

Internal Revenue Code of 1986, as amended; or

(o) An S corporation and a C corporation, if the same persons own more than fifty percent (50%) in value of the outstanding stock of each corporation: S and C corporation designations being the same as those designations under the Internal Revenue Code of 1986, as amended.

(3)[~~(2)~~] "Agreement" means ***the tax incentive***[~~an~~] agreement entered into, pursuant to KRS 154.28-090, ***between***[~~on behalf of~~] the authority and an approved company with respect to an economic development project;

(4)[~~(3)~~] "Agribusiness" means any activity involving the processing of raw agricultural products, including timber, or the providing of value-added functions with regard to raw agricultural products;

[~~(4) "Electric generation" means the generation of electricity for resale by means of combusting at least fifty percent (50%) of the total fuel used to generate electricity from coal or from gas derived from coal;~~]

(5) "Approved company" means any eligible company, approved by the authority pursuant to KRS 154.28-080, requiring an economic development project;

(6) "Approved costs" means:

(a) Obligations incurred for labor and to vendors, contractors, subcontractors, builders, suppliers, deliverymen, and materialmen in connection with the acquisition, construction, rehabilitation, and installation of an economic development project;

(b) The cost of contract bonds and of insurance of all kinds that may be required or necessary during the course of acquisition, construction, rehabilitation, and installation of an economic project which is not paid by the vendor, supplier, deliverymen, contractors, or otherwise else provided;

(c) All costs of architectural and engineering services, including estimates, plans and specifications, preliminary investigations, and supervision of construction, rehabilitation, and installation, as well as for the performance of all the duties required by or consequent upon the acquisition, construction, rehabilitation, and installation of an economic development project;

(d) All costs which shall be required to be paid under the terms of any contract for the acquisition, construction, rehabilitation, and installation of an economic development project;

(e) All costs which shall be required for the installation of utilities such as water, sewer, sewer treatment, gas, electricity, communications, railroads, and similar facilities, and including offsite construction of the facilities paid for by the approved company; and

(f) All other costs comparable to those described above;

(7) "Assessment" means the job development assessment fee authorized by this section to KRS 154.28-100;

(8) "Authority" means the Kentucky Economic Development Finance Authority created by KRS 154.20-010;

(9) ***"Average hourly wage" means the most current wage and employment data published by the Department for Employment Services in the Kentucky Cabinet for Workforce Development collectively translated into wages per hour based on a two thousand and eighty (2,080) hour work year for the following sectors:***

(a) Manufacturing;

(b) Transportation, communications, and public utilities;

(c) Wholesale and retail trade;

(d) Finance, insurance, and real estate; and

(e) Services;

(10) "Commonwealth" means the Commonwealth of Kentucky;

(11)[~~(10)~~] (a) "Economic development project" or "project" means and includes:

1. The acquisition of ownership in any real estate by the approved manufacturing[~~, electric generation,~~] or agribusiness company or its affiliate;

2. The present ownership of real estate by the approved manufacturing[~~, electric generation,~~] or agribusiness company or its affiliate; ***or***

3. The acquisition or present ownership of improvements or facilities, as described in paragraph (b) of this subsection, on land which is possessed or is to be possessed by the approved company pursuant to a ground lease having a term of sixty (60) years or more[~~; or~~

~~4. The new construction of an electric generation facility in a coal producing county. A coal producing county shall mean a county in the Commonwealth of Kentucky that has produced coal upon which the tax imposed under KRS 143.020 was paid at any time~~].

(b) For purposes of subparagraphs 1. and 2. of paragraph (a) of this subsection, ownership of real estate shall only include fee ownership of real estate and possession of real estate pursuant to a capital lease as determined in accordance with Statement of Financial Accounting Standards No. 13, Accounting for Leases, issued by the

Financial Accounting Standards Board, November 1976. With respect to subparagraphs 1., 2., and 3. of paragraph (a) of this subsection, the construction, installation, equipping, and rehabilitating of improvements, including fixtures and equipment directly involved in the manufacturing process, and facilities necessary or desirable for improvement of the real estate shall include: surveys, site tests, and inspections; subsurface site work and excavation; removal of structures, roadways, cemeteries, and other site obstructions; filling, grading, provision of drainage, and storm water retention; installation of utilities such as water, sewer, sewage treatment, gas, electricity, communications, and similar facilities; offsite construction of utility extensions to the boundaries of the real estate; and the acquisition, installation, equipping, and rehabilitation of manufacturing facilities or agribusiness operations on the real estate for the use of the approved company or its affiliates for manufacturing or agribusiness operational purposes. Pursuant to paragraphs (a)3. and (b) of this subsection, an economic development project shall not include lease payments made pursuant to a ground lease for purposes of the tax credits provided under the provisions of KRS 154.28-010 to 154.28-100. An economic development project shall include the equipping of a facility with equipment but, for purposes of the tax credits provided under the provisions of KRS 154.28-010 to 154.28-090, only to the extent of ten thousand dollars ($10,000) per job created by and maintained at the economic development project;

(12)[~~(11)~~] "Eligible company" means any corporation, limited liability company, partnership, registered limited liability partnership, sole proprietorship, trust, or any other entity engaged in manufacturing[~~, electric generation,~~] or agribusiness operations;

(13) "Employee benefits" means nonmandated costs paid by an eligible company for its full-time employees for health insurance, life insurance, dental insurance, vision insurance, defined benefits, 401(K) or similar plans;

(14) "Full-time employee" means a person employed by an approved company for a minimum of thirty-five (35) hours per week and subject to the state income tax imposed by KRS 141.020;

(15)[~~(12)~~] "Inducement" means the assessment ***or***[~~and~~] the Kentucky income tax credit as set forth in KRS 154.28-090;

(16)[~~(13)~~] "Manufacturing" means any activity involving the manufacturing, processing, assembling, or production of any property, including the processing resulting in a change in the conditions of the property, and any activity functionally related to it, together with storage, warehousing, distribution, and related office facilities; however, "manufacturing" shall not include mining, coal or mineral processing, or extraction of minerals; and

(17)[~~(14)~~] "State agency" shall have the meaning assigned to the term in KRS 56.440(8).

Section 38. KRS 154.28-080 is amended to read as follows:

(1) The authority shall promulgate standards for the determination and approval of eligible companies and their economic development projects in accordance with KRS Chapter 13A.

(2) The standards for approval of eligible companies and economic development projects shall include, but not be limited to: the creditworthiness of eligible companies; the number of new jobs to be provided by an economic development project to the residents of the Commonwealth; and the likelihood of the economic success of the economic development project.

(3) The economic development project shall involve a minimum investment of one hundred thousand dollars ($100,000) by the eligible company and shall result in the creation by the eligible company, within two (2) years from the date of the final resolution authorizing the economic development project, of a minimum of fifteen (15) new full-time jobs at the site of the economic development projects for Kentucky residents to be employed by the eligible company and to be held by persons subject to the personal income tax of the Commonwealth. The authority may extend this two (2) year period upon the written application of an eligible company requesting an extension.

(4) ***(a) Within six (6) months after the activation date, the approved company shall compensate a minimum of ninety percent (90%) of its full-time employees whose jobs were created with base hourly wages equal to either:***

1. Seventy-five percent (75%) of the average hourly wage for the Commonwealth; or

2. Seventy-five percent (75%) of the average hourly wage for the county in which the project is to be undertaken;

(b) If the base hourly wage calculated in subparagraph (a)1. or (a)2. of this subsection is less than one hundred fifty percent (150%) of the federal minimum wage, then the base hourly wage shall be one hundred fifty percent (150%) of the federal minimum wage. In addition to the applicable base hourly wage calculated above, the eligible company shall provide employee benefits equal to at least fifteen percent (15%) of the applicable base hourly wage; however, if the eligible company does not provide employee benefits equal to at least fifteen percent (15%) of the applicable base hourly wage, the eligible company may qualify under this section if it provides the employees hired by the eligible company as a result of the economic development project total hourly compensation equal to or greater than one hundred fifteen percent (115%) of the applicable base hourly wage through increased hourly wages combined with employee benefits;

(5) No economic development project which will result in the replacement of a manufacturing[~~, electric generation,~~] or agribusiness facility existing within the Commonwealth shall be approved by the authority; however, the authority may approve an economic development project that:

(a) Rehabilitates a manufacturing[~~, electric generation,~~] or agribusiness facility:

1. Which has not been in operation for a period of ninety (90) or more consecutive days; or

2. ***For which the current occupant of the facility has published a notice of closure so long as the eligible company intending to acquire the facility is not an affiliate of the current occupant; or***

3. ***To which*** the title[~~ to which~~] is vested in other than the eligible company or an affiliate of the eligible company and that is sold or transferred pursuant to a foreclosure ordered by a court of competent jurisdiction or an order of a bankruptcy court of competent jurisdiction;

(b) Replaces a manufacturing or ***agribusiness***[~~electric generation~~] facility existing in the Commonwealth:

1. ***To which*** the title[~~ to which~~] shall have been taken under the exercise of the power of eminent domain, or ***to which*** the title[~~ to which~~] shall be the subject of a nonappealable judgment granting the authority to exercise the power of eminent domain, in either event to the extent that normal operations cannot be resumed at the facility within twelve (12) months; or

2. Which has been damaged or destroyed by fire or other casualty to the extent that normal operations cannot be resumed at the facility within twelve (12) months; or

(c) Replaces an existing manufacturing or ***agribusiness***[~~electric generation~~] facility located in the same[~~ qualified~~] county that cannot be expanded due to the unavailability of real estate at or adjacent to the manufacturing or ***agribusiness***[~~electric generation~~] facility to be replaced. Any economic development project satisfying the requirements of this subsection shall be eligible only for inducements to the extent of the expansion, and no inducements shall be available for the equivalent of the manufacturing or ***agribusiness***[~~electric generation~~] facility to be replaced. No economic development project otherwise satisfying the requirements of this subsection shall be approved by the authority that results in a lease abandonment or lease termination by the eligible company without the consent of the lessor.

(6)[~~(5)~~] With respect to each eligible company making an application to the authority for inducements, and with respect to these economic development projects described in the application which do not involve an expansion, the authority shall make inquiries and request materials of the applicant, including, but not limited to, written evidence that except for the receipt of inducements authorized by KRS 154.28-015 to 154.28-090 and KRS 141.400, the eligible company will not locate its economic development project within the Commonwealth. Upon the review of the application and completion of initial inquiries, the authority may, by resolution, give its preliminary approval by designating an eligible company as a preliminarily approved company and authorizing the undertaking of the economic development project.

(7)[~~(6)~~] After a diligent review of the relevant materials and completion of its inquiries, the authority, by resolution of its board of directors, may designate an eligible company to be an approved company.

(8)[~~(7)~~] All meetings of the board of directors of the authority shall be held in accordance with KRS 61.805 to 61.850. The board of directors of the authority may, pursuant to KRS 61.815, hold closed sessions of its meetings to discuss matters exempt from the open meetings law and pertaining to an eligible company.

Section 39. KRS 154.28-090 is amended to read as follows:

[~~(1)~~]The authority, upon adoption of an authorizing resolution, may enter into, with any approved company, ***an***[~~a financing~~] agreement with respect to its economic development project. The terms and provisions of each agreement, including the amount of approved costs, shall be determined by negotiations between the authority and the approved company, except that each agreement shall include the following provisions:

(1) The agreement shall set forth the maximum amount of inducements available to the approved company for recovery of the approved costs authorized by the authority and expended by the approved company.

(2) The approved company shall expend the authorized approved costs within three (3) years of the date of the final approval by the authority.

(3) The approved company shall provide the authority with documentation as to the expenditures for approved costs in a manner acceptable to the authority.

(4) The agreement shall include the activation date and will terminate upon the earlier of the full receipt of the maximum amount of inducements by the approved company or ten (10) years from the activation date. To implement the activation date, the approved company shall notify the authority, the Kentucky Revenue Cabinet, and the approved company's employees of the activation date on which implementation of the inducements authorized in the agreement shall occur. The activation date shall be the time when the maximum dollar value of equipment that constitutes a portion of the economic development project under subsection (11) of Section 37 of this Act shall be determined. If the approved company does not satisfy the minimum investment and minimum employment requirements of subsection (3) of Section 38 of this Act by the activation date, the approved company shall not be entitled to receive inducements pursuant to this subchapter until the approved company satisfies the requirements; however, the ten (10) year period for the term of the agreement shall begin from the activation date. Notwithstanding the previous sentence, if the approved company does not satisfy the minimum investment and minimum employment requirements of subsection (3) of Section 38 of this Act within two (2) years from the date of final approval of the agreement, then the approved company shall be ineligible to receive inducements under this subchapter unless an extension is approved by the authority.

(5) The approved company shall comply with the wage criteria set forth in subsection (4) of Section 38 of this Act and provide documentation in connection with wages paid to its full-time employees hired as a result of the economic development project in a manner acceptable to the authority.

(6) The approved company may be permitted one of the following inducements during the term of the agreement and shall select the applicable inducement at the time of final approval by the authority:

(a) A one hundred percent (100%) credit against the Kentucky income tax that would otherwise be owed in the approved company's fiscal year, as determined under KRS 141.400, to the Commonwealth by the approved company on the income of the approved company generated by or arising from the economic development project; or

(b) The aggregate assessments pursuant to Section 40 of this Act withheld by the approved company each year.

(7) Either the total income tax credit or assessments may not exceed authorized cumulative approved costs paid by the approved company in the three (3) year period commencing with the date of final approval.

(8) If the approved company elects to use the income tax credit, the income tax credited to the approved company shall be credited for the fiscal year for which the tax return of the approved company is filed. The approved company shall not be required to pay estimated income tax payments as prescribed in KRS 141.042 on the Kentucky taxable income generated by or arising from the economic development project.

(9) The agreement may be assigned by the approved company only upon the prior written consent of the authority following the adoption of a resolution by the authority to that effect.

(10) The agreement shall provide that if an approved company fails to comply with its obligations under the agreement then the authority shall have the right, at its option, to:

(a) Suspend either the income tax credits or assessments available to the approved company;

(b) Pursue any remedy provided under the agreement, including termination thereof; and

(c) Pursue any other remedy at law to which it may be entitled.

(11) All remedies provided in subsection (10) of this section shall be deemed to be cumulative.

[~~(a) The term of an agreement, which shall commence on the date of the agreement, shall not be longer than the earlier of the following:~~

~~1. The maturity of loans or other financing incurred in connection with the economic development project, except that the agreement may be terminated upon the earlier prepayment of loans or other financing incurred in connection with the economic development project; or~~

~~2. Ten (10) years from the activation date of the original agreement.~~

~~(b) All proceeds of any loan or other financing incurred in connection with the economic development project shall be expended by the approved company within three (3) years from the date of the financing agreement. In the event that all proceeds of any loan or other financing incurred in connection with the economic development project are not fully expended within the three (3) year period, the authorized inducements shall automatically be reduced to and shall not be greater than the amount of proceeds actually expended by the approved company within the three (3) year period.~~

~~(c) In consideration for the execution and during the term of the agreement, the approved company shall be permitted either of the following during the term of the agreement:~~

~~1. A credit against Kentucky income tax imposed by KRS 141.020 or 141.040 on the income of the approved company generated by or arising out of the economic development project as determined by KRS 141.400; or~~

~~2. The aggregate assessment withheld by the approved company in each year.~~

~~(2) The agreement shall provide that:~~

~~(a) 1. The assessments, if applicable, shall not exceed the annual payments of the total financing agreement by the approved company in any year; however, to the extent that the financing agreement annual payments exceed assessments collected in any year, the excess payment may be recouped from assessment collections in succeeding years.~~

~~2. If in any fiscal year of the approved company during which the financing agreement is in effect the total assessments collected from the wages of the employees equals the annual payment pursuant to the financing agreement, and if all excess payments pursuant to the financing agreement accumulated in prior years have been recouped, the assessments collected from the wages of the employees shall cease for the remainder of that fiscal year of the approved company, and the approved company shall resume normal personal income tax withholdings from employees' wages for the remainder of that fiscal year.~~

~~(b) The Kentucky income tax credit, in any fiscal year of the approved company, shall not exceed the total debt service paid during the same fiscal year with respect to the loans or other financing incurred in connection with the economic development project; however, to the extent that annual debt service payments exceed the annual income~~

~~tax credits in any year, the excess debt service payments may be recouped from excess tax credits in succeeding years.~~

~~(c) The income tax credited to the approved company shall be credited for the fiscal year for which the tax return of the approved company is filed. The approved company shall not be required to pay estimated income tax payments as prescribed under KRS 141.042.~~

~~(d) The agreement may be assigned by the approved company only upon the prior written consent of the authority following the adoption of a resolution by the authority to that effect.~~

~~(e) An approved company shall require of any lender to an approved company funding the loans or other financing incurred in connection with the economic development project, written evidence of all annual debt service to the lender, which evidence shall be provided in writing to the authority within forty-five (45) days following the close of each fiscal year of the financing agreement.~~

~~(f) If an approved company fails to comply with its respective obligations under the financing agreement, the lender to an approved company fails to comply with the provisions of subsection (2)(e) of this section, or an approved company is declared in default under the loans or other financing incurred in connection with the economic development project, the authority, or any of its assignees, may, at its option:~~

~~1. Suspend the availability of the income tax credits or job development assessment fees, as applicable;~~

~~2. Pursue any remedy provided under the financing agreement, including termination of the agreement; and~~

~~3. Pursue any other remedy at law to which it may appear entitled.~~

~~(3) All remedies provided in subsection (2)(f) of this section shall be deemed cumulative.~~

~~(4) Pursuant to this section, the activation date shall be established by the approved company in the financing agreement which shall be at any time in a two (2) year period after the date of final approval of the financing agreement by the authority. To implement the activation date, the approved company shall notify the authority, the Kentucky Revenue Cabinet, and the approved company's employees of the activation date on which implementation of the inducements authorized in the financing agreement shall occur. The activation date shall be the time when the maximum dollar value of equipment that constitutes a portion of an economic development project under KRS 154.28-010(10) shall be determined. If the approved company does not satisfy the minimum investment and minimum employment requirements of KRS 154.28-080(3) by the activation date, the approved company will not be entitled to receive inducements pursuant to this subchapter until the approved company satisfies these requirements; however, the ten (10) year period for the term of the financing agreement shall begin from the activation date. Notwithstanding the previous sentence, if the approved company does not satisfy the minimum investment and minimum employment requirements of KRS 154.28-080(3) within two (2) years from the date of final approval of the financing agreement, then the approved company shall be ineligible to receive inducements under this subchapter unless an extension is approved by the authority.~~]

(12)[~~(5)~~] By October 1 of each year, the Revenue Cabinet shall certify to the authority, in the form of an annual report, aggregate income tax credits claimed on tax returns filed during the fiscal year ending June 30 of that year and assessments taken during the prior calendar year by approved companies with respect to their economic ***development***[~~revitalization~~] projects under this subchapter, and shall certify to the authority, within ninety (90) days from the date an approved company has filed its state income tax return, when an approved company has taken income tax credits ***or***[~~ and~~] assessments equal to its total inducements.

Section 40. KRS 154.28-110 is amended to read as follows:

(1) The approved company ***or, with the authority's consent, an affiliate of the approved company*** may require, in lieu of receiving the income tax credits described in KRS 154.28-090, that each employee subject to state tax imposed by KRS 141.020, as a condition of employment, agree to pay ***an***[~~a job development~~] assessment[~~ fee~~], equal to three percent (3%) of the gross wages of each employee whose job was created as a result of the economic development project, for the purpose of ***recovering authorized approved costs as set forth in the agreement***[~~retiring the loans or other financing, as described in KRS 154.28-090, incurred in connection with the economic development project~~].

(2) Each employee so assessed shall be entitled to a credit against Kentucky income tax withheld as provided by KRS 141.310 and 141.350 equal to the[~~ job development~~] assessment[~~ fee~~] withheld from his or her wages during the calendar year.

(3) If an approved company shall elect to impose the assessment as a condition of employment, it shall be authorized to deduct the assessment from each paycheck of each employee.

(4) Any approved company collecting an assessment as provided in subsection (1) of this section shall make its payroll books and records available to the authority at such reasonable times as the authority shall request and shall file with the authority documentation respecting the assessment as the authority may require.

[~~(5) Any assessment of the wages of employees of an approved company in connection with their employment at an economic development project pursuant to subsection (1) of this section shall permanently lapse on the date any loans or other financing, as described in KRS 154.28-090, incurred in connection with the economic development project mature or are prepaid in full.~~]

SECTION 41. A NEW SECTION OF SUBCHAPTER 28 OF KRS CHAPTER 154 IS CREATED TO READ AS

FOLLOWS:

If the authority adopts a preliminary resolution designating an eligible company as an approved company and preliminarily approving the project of the eligible company as an economic development project prior to July 15, 2002, and the authority adopts a final resolution approving the eligible company as an approved company and the project of the eligible company as an economic development project, and the authority and the eligible company enter into an agreement no later than June 30, 2003, then the approved company thereafter shall be subject to subchapter 28 of KRS Chapter 154 effective prior to July 15, 2002.

Section 42. KRS 141.310 is amended to read as follows:

(1) Every employer making payment of wages on or after January 1, 1971, shall deduct and withhold upon the wages a tax determined under KRS 141.315 or by the tables authorized by KRS 141.370.

(2) If wages are paid with respect to a period which is not a payroll period, the amount to be deducted and withheld shall be that applicable in the case of a miscellaneous payroll period containing a number of days, including Sundays and holidays, equal to the number of days in the period with respect to which the wages are paid.

(3) In any case in which wages are paid by an employer without regard to any payroll period or other period, the amount to be deducted and withheld shall be that applicable in the case of a miscellaneous payroll period containing a number of days equal to the number of days, including Sundays and holidays, which have elapsed since the date of the last payment of wages by the employer during the calendar year, or the date of commencement of employment with the employer during the year, or January 1 of the year, whichever is the later.

(4) In determining the amount to be deducted and withheld under this section, the wages may, at the election of the employer, be computed to the nearest dollar.

(5) The tables mentioned in subsection (1) of this section take into consideration the deductible federal income tax. If Congress changes substantially the federal income tax, the cabinet shall make the change in these tables necessary to compensate for any increase or decrease in the deductible federal income tax.

(6) The cabinet may permit the use of accounting machines to calculate the proper amount to be deducted from wages when the calculation so permitted produces substantially the same result set forth in the tables authorized by KRS 141.370. Prior approval of the calculation shall be secured from the cabinet at least thirty (30) days before the first payroll period for which it is to be used.

(7) The cabinet may, by regulations, authorize employers:

  (a) To estimate the wages which will be paid to any employee in any quarter of the calendar year;

  (b) To determine the amount to be deducted and withheld upon each payment of wages to the employee during the quarter as if the appropriate average of the wages estimated constituted the actual wages paid; and

  (c) To deduct and withhold upon any payment of wages to the employee during the quarter the amount necessary to adjust the amount actually deducted and withheld upon the wages of the employee during the quarter to the amount that would be required to be deducted and withheld during the quarter if the payroll period of the employee was quarterly.

(8) The cabinet may provide by regulation, under the conditions and to the extent it deems proper, for withholding in addition to that otherwise required under this section and KRS 141.315 in cases in which the employer and the employee agree to the additional withholding. The additional withholding shall for all purposes be considered tax required to be deducted and withheld under this chapter.

(9) Effective January 1, 1992, any employer required by this section to withhold Kentucky income tax who assesses and withholds from employees the job assessment fee provided in KRS 154.24-110 may offset a portion of the fee against the Kentucky income tax required to be withheld from the employee under this section. The amount of the offset shall be four-fifths (4/5) of the amount of the assessment fee withheld from the employee or the Commonwealth's contribution of KRS 154.24-110(3) applies. If the provisions in KRS 154.24-150(3) or (4) apply, the offset, the offset shall be one hundred percent (100%) of the assessment.

(10) Any employer required by this section to withhold Kentucky income tax who assesses and withholds from employees ***an***[~~the job development~~] assessment[~~ fee~~] provided in KRS 154.22-070 ***or***[~~,~~] KRS 154.28-110[~~, or KRS 65.6851~~] may offset the fee against the Kentucky income tax required to be withheld from the employee under this section.

(11) Effective January 1, 1992, any employer required by this section to withhold Kentucky income tax who assesses and withholds from employees the job assessment fee provided in KRS 154.26-100 may offset a portion of the fee against the Kentucky income tax required to be withheld from the employee under this section. The amount of the offset shall be two-thirds (2/3) of the amount of the assessment fee withheld from the employee, or if the agreement under KRS 154.26-090(1)(d)2.b. is consummated, the offset shall be four-fifths (4/5) of the assessment fee.

(12) Any employer required by this section to withhold Kentucky income tax who assesses and withholds from employees the job development assessment fee provided in KRS 154.23-055 may offset a portion of the fee against the Kentucky income tax required to be withheld from the employee under this section. The amount of the offset shall be equal to the Commonwealth's contribution as determined by KRS 154.23-055(1) to (3).

(13) Any employer required by this section to withhold Kentucky income tax may be required to post a bond with the cabinet. The bond shall be a corporate surety bond or cash. The amount of the bond shall be determined by the cabinet, but shall not exceed fifty thousand dollars ($50,000).

(14) The Commonwealth may bring an action for a restraining order or a temporary or permanent injunction to restrain or enjoin the operation of an employer's business until the bond is posted or the tax required to be withheld is paid or both. The action may be brought in the Franklin Circuit Court or in the Circuit Court having jurisdiction of the defendant.

Section 43. KRS 148.851 is amended to read as follows:

As used in KRS 139.536 and KRS 148.851 to 148.860, unless the context clearly indicates otherwise:

(1) "Agreement" means a tourism attraction agreement entered into, pursuant to KRS 148.859, on behalf of the authority and an approved company~~[on or before June 30, 2002]~~, with respect to a tourism attraction project;

(2) "Approved company" means any eligible company approved by the secretary of the Tourism Development Cabinet and the authority pursuant to KRS 148.859 that is seeking to undertake a tourism attraction project;

(3) "Approved costs" means:

(a) Obligations incurred for labor and to vendors, contractors, subcontractors, builders, suppliers, deliverymen, and materialmen in connection with the acquisition, construction, equipping, and installation of a tourism attraction project;

(b) The costs of acquiring real property or rights in real property and any costs incidental thereto;

(c) The cost of contract bonds and of insurance of all kinds that may be required or necessary during the course of the acquisition, construction, equipping, and installation of a tourism attraction project which is not paid by the vendor, supplier, deliveryman, contractor, or otherwise provided;

(d) All costs of architectural and engineering services, including, but not limited to: estimates, plans and specifications, preliminary investigations, and supervision of construction and installation, as well as for the performance of all the duties required by or consequent to the acquisition, construction, equipping, and installation of a tourism attraction project;

(e) All costs required to be paid under the terms of any contract for the acquisition, construction, equipping, and installation of a tourism attraction project;

(f) All costs required for the installation of utilities, including but not limited to: water, sewer, sewer treatment, gas, electricity and communications, and including off-site construction of the facilities paid for by the approved company; and

(g) All other costs comparable with those described in this subsection;

(4) "Authority" means the Kentucky Tourism Development Finance Authority as set forth in KRS 148.850;

(5) "Crafts and products center" means a facility primarily devoted to the display, promotion, and sale of Kentucky products, and at which a minimum of eighty percent (80%) of the sales occurring at the facility are of Kentucky arts, crafts, or agricultural products;

(6) "Eligible company" means any corporation, limited liability company, partnership, registered limited liability partnership, sole proprietorship, business trust, or any other entity operating or intending to operate a tourism attraction project, whether owned or leased, within the Commonwealth that meets the standards promulgated by the secretary of the Tourism Development Cabinet pursuant to KRS 148.855. An eligible company may operate or intend to operate directly or indirectly through a lessee;

(7) "Entertainment destination center" means a facility containing a minimum of two hundred thousand (200,000) square feet of building space adjacent or complementary to an existing tourism attraction, an approved tourism attraction project, or a major convention facility, and which provides a variety of entertainment and leisure options that contain at least one (1) major themed restaurant and at least three (3) additional entertainment venues, including, but not limited to, live entertainment, multiplex theaters, large format theaters, motion simulators, family entertainment centers, concert halls, virtual reality or other interactive games, museums, exhibitions, or other cultural and leisure time activities. Entertainment and food and drink options shall occupy a minimum of sixty percent (60%) of total gross area available for lease, and other retail stores shall occupy no more than forty percent (40%) of the total gross area available for lease;

(8) "Final approval" means the action taken by the authority authorizing the eligible company to receive inducements under KRS 139.536 and KRS 148.851 to 148.860;

(9) "Inducements" means the Kentucky sales tax refund as prescribed in KRS 139.536;

(10) "Preliminary approval" means the action taken by the authority conditioning final approval by the authority upon satisfaction by the eligible company of the requirements of KRS 139.536 and KRS 148.851 to 148.860;

(11) "State agency" means any state administrative body, agency, department, or division as defined in KRS 42.005, or any board, commission, institution, or division exercising any function of the state that is not an independent municipal corporation or political subdivision;

(12) "Tourism attraction" means a cultural or historical site, a recreation or entertainment facility, an area of natural

phenomenon or scenic beauty, a Kentucky crafts and products center, or an entertainment destination center. A tourism attraction shall not include any of the following:

(a) Lodging facilities, unless:

1. The facilities constitute a portion of a tourism attraction project and represent less than fifty percent (50%) of the total approved cost of the tourism attraction project, or the facilities are to be located on recreational property owned or leased by the Commonwealth or federal government and the facilities have received prior approval from the appropriate state or federal agency; [~~or~~]

2. The facilities involve the restoration or rehabilitation of a structure that is listed individually in the National Register of Historic Places or are located in a National Register Historic District and certified by the Kentucky Heritage Council as contributing to the historic significance of the district, and the rehabilitation or restoration project has been approved in advance by the Kentucky Heritage Council;***_ or_***

3. The facilities involve the reconstruction, restoration, rehabilitation, or upgrade of a full-service lodging facility having not less than five hundred (500) guest rooms, with reconstruction, restoration, rehabilitation, or upgrade costs exceeding ten million dollars ($10,000,000).

(b) Facilities that are primarily devoted to the retail sale of goods, other than an entertainment destination center, a Kentucky crafts and products center, or a tourism attraction where the sale of goods is a secondary and subordinate component of the attraction; and

(c) Recreational facilities that do not serve as a likely destination where individuals who are not residents of the Commonwealth would remain overnight in commercial lodging at or near the tourism attraction project; and

(13) "Tourism attraction project" or "project" means the acquisition, including the acquisition of real estate by a leasehold interest with a minimum term of ten (10) years, construction, and equipping of a tourism attraction; the construction, and installation of improvements to facilities necessary or desirable for the acquisition, construction, and installation of a tourism attraction, including but not limited to surveys; installation of utilities, which may include water, sewer, sewage treatment, gas, electricity, communications, and similar facilities; and off-site construction of utility extensions to the boundaries of the real estate on which the facilities are located, all of which are to be used to improve the economic situation of the approved company in a manner that shall allow the approved company to attract persons.

Section 44. KRS 154.22-080 is amended to read as follows:

[~~(1)~~]If the authority adopts a preliminary resolution designating an eligible company as an approved company and preliminarily approving the project of the eligible company as an economic development project prior to July 15, 1994, and the authority adopts a final resolution approving the eligible company as an approved company and the project of the eligible company as an economic development project, and the authority and the eligible company enter into a financing agreement no later than June 30, 1995, then the approved company thereafter shall be subject to KRS 154.22-010 to 154.22-070 as in effect prior to July 15, 1994.

[~~(2) Notwithstanding subsection (1) of this section, an approved company shall be subject to KRS 154.22-050(1)(e) and (2)(d) commencing with the fiscal year of an approved company that begins after December 31, 1994.~~]

Section 45. KRS 42.4595 is amended to read as follows:

The Department for Local Government may promulgate administrative regulations to implement the provisions of KRS 42.4582, 42.4585, or 42.4592. The[~~ Department for Coal County Development in the~~] Cabinet for Economic Development or the Kentucky Economic Development Finance Authority may promulgate administrative regulations to implement the provisions of KRS 42.4588.

Section 46. KRS 42.460 is amended to read as follows:

Except as provided in subsection (4)(b) of KRS 91A.040, any assistance granted under KRS 42.450 to 42.495 shall include an agreement that an independent annual audit shall be conducted and that the audit report shall include a certification that the funds were expended for the purpose intended. A copy of the audit and certification of compliance shall be forwarded to the Department for Local Government, in the case of assistance granted from the local government economic assistance fund, or to the[~~ Department for Coal County Development,~~] Cabinet for Economic Development and the Kentucky Economic Development Finance Authority, in the case of assistance granted from the local government economic development fund, within eighteen (18) months after the end of the fiscal year.

Section 47. KRS 42.480 is amended to read as follows:

(1) On or before July 1, 1992, and each year thereafter, the commissioner of the Department for Local Government shall provide the[~~ Department for Coal County Development in the~~] Cabinet for Economic Development, the Kentucky Economic Development Finance Authority, and the legislative body of each local government eligible for funds under the provisions of KRS 42.450 to 42.495, an estimate of the funds that will be allocated to the local government for fiscal year 1992-93, and each year thereafter.

(2) On or before the fifteenth of the first month of a quarter, the commissioner of the Department for Local Government shall cause to be remitted to the legislative bodies of the local governments eligible for funds from the local government economic assistance fund, the funds allocated to the respective local governments for the prior quarter; except that the

remittance for the last quarter of a fiscal year shall be made after the close of the fiscal year accounting records, and shall be adjusted to provide the balance of the annual allocation due the local government.

Section 48. KRS 12.020 is amended to read as follows:

Departments, program cabinets and their departments, and the respective major administrative bodies that they include are enumerated in this section. It is not intended that this enumeration of administrative bodies be all-inclusive. Every authority, board, bureau, interstate compact, commission, committee, conference, council, office, or any other form of organization shall be included in or attached to the department or program cabinet in which they are included or to which they are attached by statute or statutorily authorized executive order; except in the case of the Personnel Board and where the attached department or administrative body is headed by a constitutionally elected officer, the attachment shall be solely for the purpose of dissemination of information and coordination of activities and shall not include any authority over the functions, personnel, funds, equipment, facilities, or records of the department or administrative body.

I. Cabinet for General Government - Departments headed by elected officers:
    1. The Governor.
    2. Lieutenant Governor.
    3. Department of State.
        (a) Secretary of State.
        (b) Board of Elections.
        (c) Registry of Election Finance.
    4. Department of Law.
        (a) Attorney General.
    5. Department of the Treasury.
        (a) Treasurer.
    6. Department of Agriculture.
        (a) Commissioner of Agriculture.
        (b) Kentucky Council on Agriculture.
    7. Auditor of Public Accounts.

II. Program cabinets headed by appointed officers:
    1. Justice Cabinet:
        (a) Department of State Police.
        (b) Department of Criminal Justice Training.
        (c) Department of Corrections.
        (d) Department of Juvenile Justice.
        (e) Office of the Secretary.
        (f) Offices of the Deputy Secretaries.
        (g) Office of General Counsel.
        (h) Division of Kentucky State Medical Examiners Office.
        (i) Parole Board.
        (j) Kentucky State Corrections Commission.
        (k) Commission on Correction and Community Service.
    2. Education, Arts, and Humanities Cabinet:
        (a) Department of Education.
            (1) Kentucky Board of Education.
        (b) Department for Libraries and Archives.
        (c) Kentucky Arts Council.
        (d) Kentucky Educational Television.
        (e) Kentucky Historical Society.
        (f) Kentucky Teachers' Retirement System Board of Trustees.
        (g) Kentucky Center for the Arts.
        (h) Kentucky Craft Marketing Program.
        (i) Kentucky Commission on the Deaf and Hard of Hearing.

(j) Governor's Scholars Program.
(k) Governor's School for the Arts.
(l) Operations and Development Office.
(m) Kentucky Heritage Council.
(n) Kentucky African-American Heritage Commission.
(o) Board of Directors for the Center for School Safety.
3. Natural Resources and Environmental Protection Cabinet:
(a) Environmental Quality Commission.
(b) Kentucky Nature Preserves Commission.
(c) Department for Environmental Protection.
(d) Department for Natural Resources.
(e) Department for Surface Mining Reclamation and Enforcement.
(f) Office of Legal Services.
(g) Office of Information Services.
(h) Office of Inspector General.
4. Transportation Cabinet:
(a) Department of Highways.
1. Office of Program Planning and Management.
2. Office of Project Development.
3. Office of Construction and Operations.
4. Office of Intermodal Programs.
5. Highway District Offices One through Twelve.
(b) Department of Vehicle Regulation.
(c) Department of Administrative Services.
(d) Department of Fiscal Management.
(e) Department of Rural and Municipal Aid.
(f) Department of Human Resources Management.
(g) Office of the Secretary.
(h) Office of General Counsel and Legislative Affairs.
(i) Office of Public Affairs.
(j) Office of Transportation Delivery.
(k) Office of Minority Affairs.
(l) Office of Policy and Budget.
(m) Office of Technology.
(n) Office of Quality.
5. Cabinet for Economic Development:
(a) Department of Administration and Support.
(b) Department for Business Development.
(c) Department of Financial Incentives.
(d) Department of Community Development.
(e)[~~Department for Coal County Development.~~
~~(f)~~] Tobacco Research Board.
(f)[~~(g)~~] Kentucky Economic Development Finance Authority.
6. Public Protection and Regulation Cabinet:
(a) Public Service Commission.
(b) Department of Insurance.
(c) Department of Housing, Buildings and Construction.
(d) Department of Financial Institutions.

(e) Department of Mines and Minerals.
(f) Department of Public Advocacy.
(g) Department of Alcoholic Beverage Control.
(h) Kentucky Racing Commission.
(i) Board of Claims.
(j) Crime Victims Compensation Board.
(k) Kentucky Board of Tax Appeals.
(l) Backside Improvement Commission.
(m) Office of Petroleum Storage Tank Environmental Assurance Fund.
(n) Department of Charitable Gaming.
(o) Mine Safety Review Commission.

7. Cabinet for Families and Children:
(a) Department for Community Based Services.
(b) Department for Disability Determination Services.
(c) Public Assistance Appeals Board.
(d) Office of the Secretary.
    (1) Kentucky Commission on Community Volunteerism and Service.
(e) Office of the General Counsel.
(f) Office of Program Support.
(g) Office of Family Resource and Youth Services Centers.
(h) Office of Technology Services.
(i) Office of the Ombudsman.
(j) Office of Performance Enhancement.

8. Cabinet for Health Services.
(a) Department for Public Health.
(b) Department for Medicaid Services.
(c) Department for Mental Health and Mental Retardation Services.
(d) Kentucky Commission on Children with Special Health Care Needs.
(e) Office of Certificate of Need.
(f) Office of the Secretary.
(g) Office of the General Counsel.
(h) Office of Program Support.
(i) Office of the Inspector General.
(j) Office of Aging Services.

9. Finance and Administration Cabinet:
(a) Office of Legal and Legislative Services.
(b) Office of Management and Budget.
(c) Office of Financial Management.
(d) Office of the Controller.
(e) Department for Administration.
(f) Department of Facilities Management.
(g) State Property and Buildings Commission.
(h) Kentucky Pollution Abatement Authority.
(i) Kentucky Savings Bond Authority.
(j) Deferred Compensation Systems.
(k) Office of Equal Employment Opportunity Contract Compliance.
(l) Office of Capital Plaza Operations.
(m) County Officials Compensation Board.

(n) Kentucky Employees Retirement Systems.
(o) Commonwealth Credit Union.
(p) State Investment Commission.
(q) Kentucky Housing Corporation.
(r) Governmental Services Center.
(s) Kentucky Local Correctional Facilities Construction Authority.
(t) Kentucky Turnpike Authority.
(u) Historic Properties Advisory Commission.
(v) Kentucky Tobacco Settlement Trust Corporation.
(w) Eastern Kentucky Exposition Center Corporation.

10. Labor Cabinet:
(a) Department of Workplace Standards.
(b) Department of Workers' Claims.
(c) Kentucky Labor-Management Advisory Council.
(d) Occupational Safety and Health Standards Board.
(e) Prevailing Wage Review Board.
(f) Workers' Compensation Board.
(g) Kentucky Employees Insurance Association.
(h) Apprenticeship and Training Council.
(i) State Labor Relations Board.
(j) Kentucky Occupational Safety and Health Review Commission.
(k) Office of Administrative Services.
(l) Office of Information Technology.
(m) Office of Labor-Management Relations and Mediation.
(n) Office of General Counsel.
(o) Workers' Compensation Funding Commission.
(p) Employers Mutual Insurance Authority.

11. Revenue Cabinet:
(a) Department of Property Valuation.
(b) Department of Tax Administration.
(c) Office of Financial and Administrative Services.
(d) Department of Law.
(e) Department of Information Technology.
(f) Office of Taxpayer Ombudsman.

12. Tourism Development Cabinet:
(a) Department of Travel.
(b) Department of Parks.
(c) Department of Fish and Wildlife Resources.
(d) Kentucky Horse Park Commission.
(e) State Fair Board.
(f) Office of Administrative Services.
(g) Office of General Counsel.
(h) Tourism Development Finance Authority.

13. Cabinet for Workforce Development:
(a) Department for Adult Education and Literacy.
(b) Department for Technical Education.
(c) Department of Vocational Rehabilitation.
(d) Department for the Blind.

    (e) Department for Employment Services.
    (f) State Board for Adult and Technical Education.
    (g) The State Board for Proprietary Education.
    (h) The Foundation for Adult Education.
    (i) Department for Training and Reemployment.
    (j) Office of General Counsel.
    (k) Office of Communication Services.
    (l) Office of Development and Industry Relations.
    (m) Office of Workforce Analysis and Research.
    (n) Office for Administrative Services.
    (o) Office for Policy and Budget.
    (p) Office of Personnel Services.
    (q) Unemployment Insurance Commission.

  14. Personnel Cabinet:
    (a) Office of Administrative and Legal Services.
    (b) Department for Personnel Administration.
    (c) Department for Employee Relations.
    (d) Kentucky Public Employees Deferred Compensation Authority.
    (e) Kentucky Kare.
    (f) Division of Performance Management.
    (g) Division of Employee Records.
    (h) Division of Staffing Services.
    (i) Division of Classification and Compensation.
    (j) Division of Employee Benefits.
    (k) Division of Communications and Recognition.
    (l) Office of Public Employee Health Insurance.

III. Other departments headed by appointed officers:
  1. Department of Military Affairs.
  2. Council on Postsecondary Education.
  3. Department for Local Government.
  4. Kentucky Commission on Human Rights.
  5. Kentucky Commission on Women.
  6. Department of Veterans' Affairs.
  7. Kentucky Commission on Military Affairs.
  8. The Governor's Office for Technology.
  9. Commission on Small Business Advocacy.
  10. Education Professional Standards Board.

Section 49. The following KRS section is repealed:

65.700 Definitions for KRS 65.700 and 65.703.
65.703 Authorization for grant contracts with certain agencies for release of portion of tax increment -- Procedures -- Evaluation.
154.12-260 Department for Coal County Development -- Purpose -- Appointment of commissioner.
154.22-090 Exemption of approved company from application of certain statutes.
154.28-120 Application to approved companies of KRS 154.28-010, 154.28-080, 154.28-090, and 154.28-110.

Section 50. Whereas costs associated with large-scale construction and rehabilitation projects may be reasonably expected to increase with the ending of the current economic downturn, an emergency is declared to exist, and Sections 43 and 44 of this Act effect upon its passage and approval by the Governor or upon its otherwise becoming a law.

Representative Marzian moved that the House concur in the Senate Committee Substitute to **HB 372**. Agreed.

Representative Marzian moved that **HB 372**, by way of Senate Committee Substitute, be passed.

On the roll call the vote was: **Yeas 81, Nays 11**. (See April 2, 2002, Message received on roll call on **HB 372** - Appendix)

HB 372, by way of Senate Committee Substitute, was passed.

The Senate Floor Amendment No. 2 Title to **HB 372** is as follows:

HB 372, amend the title to read as follows: "AN ACT relating to economic development and declaring an emergency."

Representative Marzian moved that the House concur in the Senate Floor Amendment No. 2 Title to **HB 372**. Agreed.

Representative Marzian moved that the vote by which **HB 372**, by way of Senate Committee Substitute, as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

SB 193, by way of Committee Substitute and Floor Amendments attached thereto, taken from the Orders of the Day placed upon its passage for receding or not receding from House amendments. Agreed by a majority of members elected.

Representative J. Lee moved that the House refuse to recede from all House Amendments to **SB 193**. Agreed.

SB 234, by way of Committee Substitute, taken from the Orders of the Day.

Representative Stumbo moved to withdraw the motion that **SB 234** be taken from the Orders of the Day. Agreed.

SB 262, with Committee Substitute and Floor Amendment attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage for receding or not receding from House amendments. Agreed by a majority of members elected.

Representative Vincent moved that the House refuse to recede from all House Amendments on **SB 262**. Agreed.

Representative Stumbo moved to suspend the rules to introduce and act on a Resolution. Agreed.

Introduction of Bills and Resolutions (Continued)

HR 291, by Representative Damron: A RESOLUTION adjourning the House of Representatives in loving memory and honor of Hazel Warner Cobb.

Motions, Petitions, and Communications (Continued)

Representative Damron moved the adoption of the following **HR 291**:

HR 291, A RESOLUTION adjourning the House of Representatives in loving memory and honor of Hazel Warner Cobb.

With deepest respect and admiration, we pay homage and tribute to Hazel Warner Cobb, and we pause in silent reverence for her soul.

WHEREAS, Hazel Warner Cobb was born on March 14, 1920, a native of Madison County, Kentucky, and longtime resident of Nicholasville, Jessamine County, Kentucky, and she traversed these earthly bounds on March 31, 2002; and

WHEREAS, Hazel Warner Cobb was the loving daughter of the late Lindsey and Laura Warren Warner, she was the devoted wife of the late Spencer L. Cobb, and she was also preceded in death by a loving sister, Valeria Hood, and a loving brother, Carter Warner; she was the adored mother of two daughters, Joyce Blackford and her husband, John, of Nicholasville, and Joann Giles and her husband, George, of Lexington; and she was the proud grandmother of Lisa Borders of Versailles, Susan Blackford and Patrick Geoffray, both of Oak Ridge, Tennessee, Douglas Spencer Giles of Kingsport, Tennessee, and David Giles of Deland, Florida; and three great-grandchildren, Katherine Elizabeth Ostrouchov and Christopher Richolas Ostrouchov, both of Oak Ridge, Tennessee, and Alyssa Nichole Giles of Kingsport, Tennessee, a loving niece, Betty Montrosse of Albemcule, North Carolina, and two loving nephews, Bobby English of Nicholasville, and Alan Warner of Fairfield Glade, Tennessee; a loving brother-in-law, Clarence Cobb and his wife, Louise, of Louisville; a loving sister-in-law, Virginia Warner of Richmond, and a dear aunt, Gertrude Mulcahy of Nicholasville; and

WHEREAS, Hazel Warner Cobb was an esteemed member of the Jessamine County community where she was the first woman elected to the Kentucky State Senate in 1962 to fill the twenty-second District seat left vacant by the death of her husband; she was later employed by the Kentucky Utilities Company in the Public Relations Department for twenty-two years; she was a charter member and past Worthy Matron of the Order of the Eastern Star in Nicholasville, and she also was a member of the Honorable Order of Kentucky Colonels; and

WHEREAS, the passing of Hazel Warner Cobb has left a void that cannot be filled, and she is mourned across the length and breadth of the Commonwealth;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. The House of Representatives does hereby express its profound sense of sorrow upon the passing of Hazel Warner Cobb, and extends to her family and friends its most heartfelt sympathy.

Section 2. When the House of Representatives adjourns this day, it does so in loving memory and honor of Hazel Warner Cobb.

Section 3. The Clerk of the House of Representatives is hereby directed to transmit a copy of this Resolution to Mrs. Joyce Blackford, 1458 Hunters Ferry Road, Nicholasville, Kentucky 40356.

There being no objection **HR 291** was adopted.

Representative Damron moved that a call of the roll be taken to show co-sponsors of **HR 291**.

On the roll call for co-sponsors the vote was: **Yeas 95**. (See April 2, 2002, roll call to show co-sponsors on **HR 291** - Appendix.)

Representative Heleringer moved to suspend the rules to introduce and act on a Resolution. Agreed.

Introduction of Bills and Resolutions (Continued)

HR 292, by Representative Heleringer: A RESOLUTION honoring Sister Rosalita Wuersch.

Motions, Petitions, and Communications (Continued)

Representative Heleringer moved the adoption of the following **HR 292**:

HR 292, A RESOLUTION honoring Sister Rosalita Wuersch.

WHEREAS, Sister Rosalita Wuersch has dedicated herself to God through the act of joining the Order of Saint Ursula in 1932; and

WHEREAS, Sister Rosalita Wuersch, through her dedication to God, has been an exceptionally positive influence in the lives of countless students through her ministry as an educator; and

WHEREAS, in particular, in 1964 and 1965, at Our Lady of Lourdes in Louisville, Kentucky, Sister Rosalita Wuersch taught a young student named Bob Heleringer and became a lifelong friend to him; and

WHEREAS, it is fitting and proper to laud individuals who, like Sister Rosalita Wuersch, dedicate their lives to selfless service of others; and

WHEREAS, this year Sister Rosalita Wuersch counted her seventieth year in the service of the Order of Saint Ursula, an occasion that distinguishes her from many others;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. The House of Representatives does hereby honor Sister Rosalita Wuersch for her courage in following her convictions and for the occasion of seventy years of service to the Holy Catholic Church and the countless lives she has positively touched through her ceaseless service to God.

Section 2. The Clerk of the House of Representatives is directed to transmit a copy of this Resolution to Sister Rosalita Wuersch, 3105 Lexington Road, Louisville, Kentucky 40206-3061.

There being no objection **HR 292** was adopted.

Representative DeWeese moved the adoption of the following **Legislative Citation No. 137**.

The House of Representatives of the Commonwealth of Kentucky hereby recognizes and honors Sondra R. Wells for impressive contributions and exemplary performance as a part-time legislative intern to Representative Bob M. DeWeese during the Regular Session of the 2002 Kentucky General Assembly. Inasmuch as the Kentucky House of Representatives renders enormous tasks during the legislative session, and further, that this distinguished intern has indeed acted as an integral element of support; let it be known that this honorable body hereby commends the exceptional work ethic and dedication exhibited by Ms. Wells, a student at the University of Louisville, and extends its deepest appreciation and gratitude for her outstanding contributions to this most worthwhile and complex process. Done in Frankfort, Kentucky, this second day of April, in the year two thousand and two.

Legislative Citation No. 137 was adopted without objection.

Representative Denham moved the adoption of the following **HR 68**:

HR 68, A RESOLUTION adjourning the House of Representatives in loving memory and honor of John W. "Jack" McNeill, Jr.

With deepest respect and admiration, we pay homage and tribute to John W. "Jack" McNeill, Jr., and we pause in silent reverence for his soul.

WHEREAS, John W. "Jack" McNeill, Jr. was born on July 5, 1915, a native of Ragland, Alabama, and longtime resident of Maysville, Mason County, Kentucky, and he traversed these earthly bounds on January 11, 2002; and

WHEREAS, John W. "Jack" McNeill, Jr. was the loving son of the late John Worthy McNeill and Mary Schmidt McNeill; he was the devoted husband of the late Margaret Clarke McNeill, and he also was preceded in death by a grandson, Winn McNeill; he was the loving father of two sons, John W. McNeill III and William C. McNeill, both of Maysville, and two daughters, Mary Muse of Maysville and Kathryn Muse of Lexington, and he was the proud grandfather of Margaret Denham, Owen McNeill, Barbara Johansson, Richard Buckley, Jack Muse, Weezie Muse, Laura McNeill and Andrew McNeill, and two great-grandchildren, Katelyn and Benjamin Buckley; and

WHEREAS, in 1918 John W. "Jack" McNeill, Jr. moved to Maysville with his parents who became partners in the Maysville Lumber Company, and in 1925 it became McNeill Lumber Company; during World War II, the company contributed to the war effort by manufacturing pallets and wood boxes for shipping aircraft parts, and from 1945 until 1951 the company manufactured furniture; and

WHEREAS, John W. "Jack" McNeill, Jr. was an esteemed member of the Maysville community where he was a member of the Maysville Country Club and an avid golfer, he was a former director of the Security Bank and Trust Company, and he was also a director of the Mason County Building and Loan Company; and

WHEREAS, John W "Jack" McNeill, Jr. was a devout member of the First Presbyterian Church where he served as deacon and trustee, and where his funeral service was held on January 15, 2002, with burial in the Maysville Cemetery; and

WHEREAS, the passing of John W. "Jack" McNeill, Jr. has left a void that cannot be filled, and he is mourned across the length and breadth of the Commonwealth;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. This honorable body does hereby express its utter sense of bereavement upon the passing of John W. "Jack" McNeill, Jr., and extends to his family and many friends its most heartfelt sympathy.

Section 2. When the House of Representatives adjourns this day, it does so in loving memory and honor of John W. "Jack" McNeill, Jr.

Section 3. The Clerk of the House of Representatives is hereby directed to transmit a copy of this Resolution to Mr. John W. McNeill III, 1055 Jersey Ridge Road, Maysville, Kentucky 41056.

There being no objection **HR 68** was adopted.

Representative Jenkins moved the adoption of the following **HR 290**:

HR 290, A RESOLUTION adjourning the House of Representatives in honor of the dedicated nurses of the Commonwealth of Kentucky.

WHEREAS, nursing is a noble profession, and nurses dedicate their careers to helping others during times of their greatest health care needs; and

WHEREAS, nursing traces its roots to 1836, when Theodor Fliedner reinstituted the Order of Deaconesses from earlier days, opened a small hospital and training school in Kaiserwerth, Germany, where Florence Nightingale, "The Founder of Modern Nursing", received her training; and

WHEREAS, in 1854-1856, Florence Nightingale, long concerned with care of the sick, was named Superintendent of the

Female Nursing Establishment of the English General Hospitals in Turkey and placed in charge of nursing care of soldiers during the Crimean War, and in 1859, Ms. Nightingale published "Notes on nursing: What it is and what it is not" in London, which was intended for the ordinary woman, not as a text for nurses; and

WHEREAS, in 1861-1865, Harriet Tubman nursed sick and suffering slaves fleeing to the North on the "Underground Railroad"; and

WHEREAS, in 1872, Women's Hospital, Philadelphia, and New England Hospital for Women and Children, Boston, opened training schools for nurses, and in 1873, Linda Richards graduated from the New England Hospital for Women and Children's School of Nursing, Boston, and became known as America's first trained nurse; and

WHEREAS, in 1879, Mary Eliza Mahoney graduated from the New England Hospital for Women and Children's School of Nursing, Boston, and became known as America's first trained African-American nurse; and

WHEREAS, in 1882, the American National Red Cross was organized by Clara Barton and linked with the international organization when the United States Congress ratified the treaty for the protection of health care workers established at the Geneva Convention; and

WHEREAS, in 1901, the United States Army Nurse Corps was established by an Act of Congress; and

WHEREAS, in 1925, the Frontier Nursing Service was established in Kentucky by Mary Breckinridge; and

WHEREAS, in the 1940s, United States nurses served in World War II; and

WHEREAS, in 1946, the American Nurses Association adopted its economic security (now economic and general welfare) program legitimizing collective bargaining for nurses through their state associations; and

WHEREAS, in 1950-1953, United States nurses served in the Korean War; and

WHEREAS, in the 1960s, United States nurses served in the Vietnam War; and

WHEREAS, in 1963, the Surgeon General's Consultant Group in Nursing published "Toward Quality in Nursing," which projected the need for more and better prepared nurses; and

WHEREAS, nurses have continued to serve in support of every military conflict and battle; and

WHEREAS, despite the honored and valiant history of nurses in our society, and despite the fact that nurses render the majority of hands-on health care in hospitals and long-term care facilities, many of these hospitals and facilities have reduced staffing levels to often dangerous levels, placing increased stress and untold hardship on nursing employees; and

WHEREAS, four agencies with the Federal Department of Health and Human Services recently sponsored a joint report, "Nurse Staffing and Patient Outcomes in Hospitals," released on April 20, 2001, which found strong and consistent evidence that increased nurse staffing is directly related to the decreased incidence of urinary tract infections, pneumonia, shock, upper gastrointestinal bleeding, and shorter hospital lengths of stay; and

WHEREAS, the Kentucky Nurses Professional Organization has worked for the benefit of patient safety and has worked, often against professional pressure from hospitals and other employers to do otherwise, to support: (1) establishing standards for staffing levels; (2) eliminating mandatory overtime; (3) publicizing health facility information about staffing levels, staff mix, and patient outcomes; (4) protecting nurses from retribution when concerns are voiced about unsafe patient conditions; (5) holding health care administrators responsible for decisions that have an adverse affect on the quality of patient care; (6) improving university nursing programs; and (7) improving working conditions with more attention to innovative and successful recruitment and retention programs; and

WHEREAS, House Bill 91 in the 2002 General Assembly enabled nurses and the Kentucky Nurses Professional Organization to testify before the House Health and Welfare Committee about these issues;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. The Kentucky House of Representatives is proud to recognize the tireless dedication and commitment to patient safety of the Commonwealth's nurses, and when the House of Representatives adjourns this day, it does so in honor of all nurses.

Section 2. The clerk of the House of Representatives is directed to transmit a copy of this resolution to Patricia A. Clark, RN, President, Nurses Professional Organization, Medical Arts Building, 1169 Eastern Parkway, Suite 2200, Louisville, KY 40217.

There being no objection **HR 290** was adopted.

Representative Meeks moved the adoption of the following **HR 97**:

HR 97, A RESOLUTION commending the organizations in the Commonwealth of Kentucky that were invited by the State of New York and the Washington, D.C. area to assist in rescue and recovery efforts in New York City and at the Pentagon.

WHEREAS, in the aftermath of the horrendous, destructive, and murderous acts of terrorism that were brought upon New York City and the Pentagon on September 11, 2001, extraordinary heroism was displayed and continues to be displayed by

Kentucky individuals and organizations that were invited to assist in the rescue and recovery efforts in New York City and at the Pentagon; and

WHEREAS, Kentucky firefighters, police, and local, county, and state agencies have traveled to New York City and the Washington, D.C. area to assist in rescue efforts at Ground Zero and rescue efforts at the Pentagon; their selflessness, courage, and commitment have been an inspiration to us all, and we draw strength from their spirit of unity and extraordinary heroism; and

WHEREAS, we live in a time of great hope for world peace and prosperity, even though the events of September 11, 2001, are forever engraved in our minds;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. This honorable body commends and applauds the organizations and the citizens of the Commonwealth of Kentucky who have provided their time, talents, and efforts toward aiding New York City and the Pentagon during this occasion of deep sadness. We are proud of the heroic efforts and the patriotism displayed by our fellow Kentuckians.

Section 2. When the House of Representatives adjourns this day, it does so in honor of the invited Kentucky organizations that rose to the occasion to help New York City and the Pentagon during their time of darkness and despair.

Section 3. The Clerk of the House of Representatives is hereby directed to contact Mr. W. R. Padgett, Director, Division of Emergency Management at 502-607-1611 for the list of individuals in the Commonwealth of Kentucky that participated in the rescue and recovery efforts in New York City and at the Pentagon.

Section 4. That individuals and organizations on the list provided by the Division of Emergency Management may contact the Legislative Research Commission Public Bill Room at 502-564-8100, extension 323, for a copy of this resolution.

There being no objection **HR 97** was adopted.

Representative Meeks moved the adoption of the following **HR 118**:

HR 118, A RESOLUTION recognizing and commending the appointment of Regena L. Thomas as the 31st Secretary of State in New Jersey.

WHEREAS, it is with utmost pride and honor that the House of Representatives recognizes and commends the accomplishments of Regena L. Thomas, a distinguished Kentuckian, who has recently been appointed as the 31st Secretary of State in New Jersey; and

WHEREAS, Regena L. Thomas was appointed Secretary of State in New Jersey on January 17, 2002, being invested with full responsibility and authority to oversee the operation of the Archives and Records Management, the Center for Youth Policy and Programs, the New Jersey Historical Commission, the New Jersey Historic Trust, the New Jersey State Council on the Arts, the New Jersey State Museum, the New Jersey Martin Luther King, Jr. Commission, the New Jersey Commission on American Indian Affairs, the Governor's Office of Volunteerism, and the Trenton War Memorial; and

WHEREAS, Regena L. Thomas has served in several political campaigns in the State of New Jersey, has worked for the National Rainbow Coalition and its founder Reverend Jesse L. Jackson during his historic bid for the presidency of the United States of America in 1984 and 1988, and has received numerous awards and commendations related to her political activities; and

WHEREAS, Regena L. Thomas has served as a partner at IEM Message Management, Inc., has served as a consultant to the Democratic Governor's Association, has served as Director of Base Vote Operations for the Democratic National Committee, and has served as Deputy Director and Director of Constituent Services for Washington, D. C.; and

WHEREAS, Regena L. Thomas has served as a research analyst for the Kentucky Department of Labor, and faithfully served this body as a legislative analyst for the Kentucky Legislative Research Commission; and

WHEREAS, Regena L. Thomas is a native of Clinton, Kentucky, having spent most of her life in the Commonwealth of Kentucky, and received a Bachelor of Arts degree in University Studies from Morehead State University; and

WHEREAS, Regena L. Thomas has become a member of an elite group of African-Americans who have had the honor of holding such a prestigious post nationally;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. The House of Representatives is indeed proud and honored to recognize and congratulate Regena L. Thomas upon her appointment as the 31st Secretary of State in New Jersey.

Section 2. With the appointment of Regena L. Thomas, the State of New Jersey will be represented by an individual whose integrity is beyond reproach, and whose deeds will be lasting contributions to prosperity in the State of New Jersey.

Section 3. When the House of Representatives adjourns this day, it does so in honor of Regena L. Thomas.

Section 4. The Clerk of the House of Representatives is hereby directed to transmit a copy of this Resolution to Regena L. Thomas, Secretary of State, Office of the Secretary of State, P. O. Box 300, Trenton, NJ 08625-0300.

There being no objection **HR 118** was adopted.

Representative C. Belcher moved the adoption of the following **HR 289**:

HR 289, A RESOLUTION memorializing Staff Sergeant Larry Gene Kier.

WHEREAS, we owe a special debt of respect and gratitude to all those who lost their lives during the conflict in Vietnam; and

WHEREAS, Staff Sergeant Larry Gene Kier, an honored veteran, paid the ultimate price for our freedom that day in May of 1970 during an early morning attack in South Vietnam; and

WHEREAS, Staff Sergeant Larry Gene Kier served his country honorably during one of the most challenging and difficult wars for the United States; and

WHEREAS, it is fitting that we honor a man who gave his life so that our nation might live in freedom; and

WHEREAS, we honor Staff Sergeant Larry Gene Kier for his commitment to duty, honor, and country;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. The House of Representatives of the Commonwealth of Kentucky is proud and honored to recognize Staff Sergeant Larry Gene Kier for his strength, courage, and sacrifice in the pursuit of freedom.

Section 2. When the House of Representatives adjourns this day, it does so in honor of Staff Sergeant Larry Gene Kier.

There being no objection **HR 289** was adopted.

Representative Comer moved the adoption of the following **HR 288**:

HR 288, A RESOLUTION adjourning the House of Representatives in loving memory and honor of the Reverend Monsignor George K. Bowling.

The most prominent glory of a country is in its great men. A nation's spirit and its success will depend on its willingness to learn from their example. In life we shall find many men that are great and some men that are good, but very few men that are both great and good, and the Reverend Monsignor George K. Bowling was such a man.

With deepest respect and admiration, we pay homage and tribute to the Reverend Monsignor George K. Bowling, and we pause in silent reverence for his soul.

WHEREAS, Monsignor George K. Bowling was born on November 2, 1920, a native of New Haven, Nelson County, Kentucky, and longtime resident of Metcalfe County, Kentucky, and he traversed these earthly bounds on March 9, 2002; and

WHEREAS, Monsignor George K. Bowling was the loving son of the late Nicholas and Irene Boone Bowling, and he was also preceded in death by a loving sister, Sr. Janette Bowling; he was the loving brother of two surviving sisters, Marietta Blanford of Shively, and Sr. Mary Louise Bowling of Louisville, and three loving brothers, the Reverend Monsignor Robert A. Bowling of Reno, Nevada, and Martin and Paul "Bill" Bowling, both of New Haven; and

WHEREAS, Monsignor George K. Bowling was ordained a Roman Catholic priest on May 31, 1947; and during his long and successful career as God's shepherd, he was admired for his guidance and wisdom, he demonstrated great faith and perseverance, and his flocks were indeed blessed to receive the peace and joy the Monsignor so lovingly gave; and

WHEREAS, Monsignor George K. Bowling served in the parishes of St. Benedict and St. Augustine, both in Louisville, and Our Lady of the Hills in Finley; and he opened and built the Church of the Good Shepherd in Columbia, the Church of the Holy Redeemer in Greensburg, and Our Lady of Perpetual Help in Campbellsville, and he was instrumental in establishing community parks in Columbia, Greensburg, and Campbellsville; and

WHEREAS, Monsignor George K. Bowling spent twenty-one years of his ministry in Metcalfe County, from 1975-1996, and in Edmonton he founded and built Christ the Healer Catholic Church and established the Municipal Area Recreation Council that created M.A.R.C. Park, and because of his many years of dedicated community service, he was honored by the Edmonton-Metcalfe County Chamber of Commerce as the first recipient of the Jim C. Coleman Community Service Award in 1995; and

WHEREAS, the passing of Monsignor George K. Bowling has left a void that will be difficult to fill, and he is mourned across the length and breadth of the Commonwealth;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. The House of Representatives does hereby express its profound sense of sorrow upon the passing of

Monsignor George K. Bowling, and extends to his family and many friends its most heartfelt sympathy.

Section 2. The passion, dedication, and intelligence the Reverend Monsignor George K. Bowling brought to the Commonwealth of Kentucky will never be forgotten, and his influence will continue.

Section 3. When the House of Representatives adjourns this day, it does so in loving memory and honor of the Reverend Monsignor George K. Bowling.

Section 4. The Clerk of the House of Representatives is hereby directed to transmit copies of this Resolution to the Reverend Monsignor Robert A. Bowling, St. Theresa Church of the Little Flower, 875 East Plum Street, Reno, Nevada 89502; Sr. Mary Louise Bowling, 15 Audubon Plaza Drive, Louisville, Kentucky 40217; Mrs. Marietta Blanford, 4200 Lowe Road, Louisville, Kentucky 40299; Mr. Paul Bowling, 3540 Howardstown Road, New Haven, Kentucky 40051; Mr. Martin Bowling, 2800 Howardstown Road, New Haven, Kentucky 40051; and to Bowling Park, 1608 West Stockton Street, Edmonton, Kentucky 42129.

There being no objection **HR 288** was adopted.

Representative Rasche moved that the rules be suspended to introduce and act on a resolution. Agreed.

Introduction of Bills and Resolutions (Continued)

HR 294, by Representative Rasche: A RESOLUTION recognizing and supporting the Kentucky Leadership Consortium.

Motions, Petitions, and Communications (Continued)

Representative Rasche moved the adoption of the following **HR 294**:

HR 294, A RESOLUTION recognizing and supporting the Kentucky Leadership Consortium.

WHEREAS, the goal of all schools achieving proficiency by 2014 demands raising achievement for all students in the Commonwealth, with no individual student or groups of students left behind, and strong leadership focused on quality teaching and learning by students; and

WHEREAS, strong leadership involves superintendents and principals supporting high academic performance, positive learning environments, and effective use of resources and has long been recognized as vital to school success and improved student achievement in the Commonwealth; and

WHEREAS, local school boards, school-based decision making councils, teachers, students, parents, and others have important leadership roles in order for schools and districts to meet high academic standards; and

WHEREAS, the changing roles and demands in the public schools necessitate concomitant changes for preparation programs to work in partnership with schools in recruiting, developing, and keeping high quality leaders and supporting leadership teams in schools across the Commonwealth; and

WHEREAS, the Commonwealth of Kentucky was awarded one of fifteen National State Action for Educational Leadership Project grants from the Wallace-Readers Digest Funds, with the Kentucky Department of Education serving as the grantee on behalf of a state leadership consortium comprised of the Governor's Office, the General Assembly, the Kentucky Board of Education, the Education Professional Standards Board, the Council on Postsecondary Education, and many educational stakeholders, including employers, parents, practitioners, and university preparation programs; and

WHEREAS, the "Kentucky Leadership Consortium" is reviewing the changing roles and demands of educational leaders and is seeking information from stakeholders and current practitioners, aspiring principals and superintendents, and the large number of individuals who are certified for leadership positions but who have not applied or been employed as principals and superintendents, including qualified women and minorities;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. The "Kentucky Leadership Consortium" is recognized for its work and the Interim Joint Committee on Education is encouraged to study education leadership, including progress reports and recommendations from the Consortium concerning the Commonwealth's needs, including policy and legislative changes that may be necessary to support strong leaders for every public school in the state.

There being no objection **HR 294** was adopted.

Representative Nunn moved the adoption of the following **HR 287**:

HR 287, A RESOLUTION recognizing and honoring the First Lady, Mrs. Judi Patton, as a "Legislative Champion for Women and Children."

WHEREAS, Mrs. Patton has boldly established an active leadership role for the First Lady of the Commonwealth; and

WHEREAS, Mrs. Patton lends her leadership to those who typically do not have a voice in government, to women and children harmed by abuse and violence, and to health issues for women; and

WHEREAS, Mrs. Patton's commitment to improving government's response to abuse and domestic violence and her work on behalf of women's health includes actions, advocacy, and testimony for legislative proposals; and

WHEREAS, Mrs. Patton has helped with twenty-one bills and resolutions passed by the General Assembly between 1996 and 2002. These bills and resolutions: required training on domestic violence and sexual assault, increased the visibility of victim advocates, increased support for child advocacy centers and rape crisis centers, improved the response of the criminal justice system to victims of child abuse and domestic violence, supported health insurance coverage for breast cancer treatment, and supported the creation of the Office of Women's Physical and Mental Health; and

WHEREAS, in 1998, Mrs. Patton was instrumental in the creation and establishment of the Governor's Office of Child Abuse and Domestic Violence Services, an office that through the professional work of its executive director, Carol Jordan, has done more for women and children than any other agency in the state; and

WHEREAS, Mrs. Patton has devoted her time and energy to breast cancer survivors by hosting the first statewide reception at the Governor's Mansion for cancer survivors, by leading the Mother's Day Mammogram program, by her work as Honorary Chair of the "Walk For Her Lifetime" campaign to support mobile mammography services; and

WHEREAS, Mrs. Patton has received numerous state and national awards for her efforts, including an advocacy award from the National Center for Missing and Exploited Children, Outstanding Legislative Advocacy Award from the Kentucky Coalition Against Rape and Sexual Assault, Commissioner's Award from the United States Department of Health and Human Services, Outstanding Leadership Award from the Kentucky Commonwealth's Attorneys Association, Outstanding Service to Children Award from the Kentucky Council on Exceptional Children, the Joy of Life Award from the Kentucky Cancer Program, and the Leadership Award from the Center for Women and Families; and

WHEREAS, during her entire tenure as First Lady of the Commonwealth, Mrs. Patton has worked tirelessly on behalf of Kentucky's women and children;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. The House of Representatives does hereby honor and express its gratitude to Mrs. Judi Patton, First Lady of the Commonwealth, for her efforts on behalf of Kentucky's vulnerable populations and for making Kentucky a better place for all citizens.

Section 2. The Clerk of the House of Representatives is hereby directed to transmit copies of this resolution to Governor Paul Patton and to Mrs. Judi Patton, First Lady of the Commonwealth, and to Ms. Carol Jordan, Executive Director, Governor's Office of Child Abuse and Domestic Violence Services.

There being no objection **HR 287** was adopted.

Representative Crimm moved the adoption of the following **HR 280**:

HR 280, A RESOLUTION adjourning the House of Representatives in honor of the Reverend Claude M. Witt.

WHEREAS, it seems appropriate from time to time for this honorable body to reflect upon the contributions of special Kentuckians who have enriched the lives of so many people; and

WHEREAS, Claude M. Witt was born on November 25, 1932, and he is a native of Louisville, Jefferson County, Kentucky; he is the devoted husband of Marcella Witt, with whom he entered into the bonds of holy matrimony on April 26, 1963; and he is the loving father of two daughters, Linda Witt and Jennifer Witt, and two sons, Jeffrey Witt and Richard Witt; and

WHEREAS, Claude M. Witt graduated from the University of Louisville, the University of Wisconsin, and Boyce Bible School of the Southern Baptist Theological Seminary in Louisville; and

WHEREAS, Claude M. Witt is an active and involved citizen, and an esteemed member of the Jefferson County community where he is a devout member of Farmdale Baptist Church; and

WHEREAS, Claude M. Witt has been involved with Temperance Ministry since 1974, serving as Director of Temperance in the State of Wisconsin from 1976 to 1983, and after returning to Kentucky in 1983, he has continued his involvement with the Temperance League, and is the recipient of the William Plymat Award as the outstanding Temperance worker in the United States; and

WHEREAS, during his career, Claude M. Witt has served on the Wisconsin Governor's Commission of Alcohol Abuse, and the Kentucky Attorney General's Task Force on Alcohol Legislation; he has served as secretary and president of the American

Council on Alcohol Problems; from 1993-2002, he has served on the Ethics and Religious Liberty Commission for the Southern Baptist Convention, as well as serving as chairman of its Administrative and Finance Committees; he has served as chairman of the Christian Life Committee of the Long Run Baptist Association; from 1993-1997, he served as Chaplain for the Louisville Police Department, and he is presently serving as second vice president of the Kentucky Baptist Convention;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. The House of Representatives is indeed honored to recognize and praise Claude M. Witt for his outstanding service in ministering to the citizens of the Commonwealth of Kentucky. He has been an inspiration to all the lives he has touched, and we wish him continued success in all future endeavors.

Section 2. When the House of Representatives adjourns this day, it does so in honor of Claude M. Witt.

Section 3. The Clerk of the House of Representatives is hereby directed to transmit a copy of this Resolution to Dr. Howard Beauman, 2722 Crittenden Drive, Louisville, Kentucky 40209-1114

There being no objection **HR 280** was adopted.

Representative Hoover moved the adoption of the following **Legislative Citation No. 138**.

The House of Representatives of the Commonwealth of Kentucky hereby recognizes and honors Nick D'Andrea for impressive contributions and exemplary performance as a part-time legislative intern to Representative Jeffrey Hoover during the Regular Session of the 2002 Kentucky General Assembly. Inasmuch as the Kentucky House of Representatives renders enormous tasks during the legislative session, and further, that this distinguished intern has indeed acted as an integral element of support; let it be known that this honorable body hereby commends the exceptional work ethic and dedication exhibited by Mr. D'Andrea, a student at the University of Louisville, and extends its deepest appreciation and gratitude for his outstanding contributions to this most worthwhile and complex process. Done in Frankfort, Kentucky, this second day of April, in the year two thousand and two.

Legislative Citation No. 138 was adopted without objection.

Representative Riner moved that the rules be suspended to introduce and act on resolutions. Agreed.

Introduction of Bills and Resolutions (Continued)

HR 296, by Representatives Riner and Richards: A RESOLUTION adjourning the House of Representatives in honor of Dr. Kimberly Wolfe of Fort Thomas, Kentucky for her extraordinary commitment and dedication to children as a mental health therapist, registered nurse psychiatrist, registered court evaluator, and child advocate.

HR 297, by Representatives Riner and Richards: A RESOLUTION honoring Dr. Jane E. Good for her devoted service to God, her family, the nation, and the United States Naval Academy.

Motions, Petitions, and Communications (Continued)

Representative Riner moved the adoption of the following **HR 296**:

HR 296, A RESOLUTION adjourning the House of Representatives in honor of Dr. Kimberly Wolfe of Fort Thomas, Kentucky for her extraordinary commitment and dedication to children as a mental health therapist, registered nurse psychiatrist, registered court evaluator, and child advocate.

WHEREAS, Dr. Kimberly Wolfe is the founder and organizer of a children's mental health practice in Northern Kentucky and has performed hundreds of assessments of child custody, relocation, visitation, competency, and psychopathology including at least 800 sexual abuse evaluations at the Children's Advocacy Center; and

WHEREAS, Dr. Kimberly Wolfe was awarded the "Child Advocacy Award for 2000" by the Children's Law Center in Northern Kentucky; and

WHEREAS, Dr. Kimberly Wolfe participates in the EMDR Disaster Response Network, the Humanitarian Assistance Program, and the Disaster Services to help individuals experiencing traumatic events; and

WHEREAS, Dr. Wolfe was part of a specialized mental health team sent to Manhattan, New York to provide group, individual, and family debriefing and trauma services to victims, police and fire rescue workers, and other survivors of the September 11, 2001, tragedies; and

WHEREAS, Dr. Kimberly Wolfe is a noted speaker on child attachment issues for foster parent education programs; and

WHEREAS, Dr. Kimberly Wolfe is recognized by foster and adoptive parents as "always ready to go the extra mile for a child", "giving kids a chance at life again", and "deserving of the biggest plaque there is"; and

WHEREAS, the attorneys she has worked with claim that "she is courageous in her convictions and never compromises" and that "she is highly compassionate, has enormous integrity, and kids actually get better in her care"; and

WHEREAS, to her employees she is a "hero", a "mentor", "a great role model", and "an angel in disguise"; and

WHEREAS, her colleagues praise her for "going above and beyond by donating her time and services for the sole purpose that children's voices are heard in the courtroom" and predict that "our community will reap the benefit of Dr. Kimberly Wolfe's dedication and commitment to abused children in years to come"; and

WHEREAS, by demonstrating a true servant's heart Dr. Kimberly Wolfe has exemplified the Apostle Paul's admonition to the Church at Rome: "We then that are strong ought to bear the infirmities of the weak, and not to please ourselves. Let everyone of us please his neighbour for his good to edification. For even Christ pleased not Himself: but, as it is written, 'The reproaches of them that reproached Thee fell on me'." Romans 15:1-3;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. The House of Representatives does hereby honor and commend Dr. Kimberly Wolfe for her selfless example and her dedicated service to children. We thank her for her many contributions and we wish to Dr. Kimberly Wolfe God's blessing.

Section 2. When the House of Representatives adjourns this 2nd Day of April in the year of our Lord 2002, it does so in honor of Dr. Kimberly Wolfe.

Section 3. The Clerk of the House of Representatives is hereby directed to transmit a copy of this Resolution to Dr. Kimberly Wolfe, 1455 South Fort Thomas Avenue, Building #1475, Fort Thomas, Kentucky 41075.

There being no objection **HR 296** was adopted.

Representative Riner moved the adoption of the following **HR 297**:

HR 297, A RESOLUTION honoring Dr. Jane E. Good for her devoted service to God, her family, the nation, and the United States Naval Academy.

WHEREAS, Dr. Jane Good began her career with the United States Naval Academy upon receiving her Doctorate in Philosophy from The American University in 1979 and has excelled in her teachings of Russian and European history for the past twenty-three years; and

WHEREAS, by demonstrating compassion and a true servant's heart Dr. Jane E. Good has exemplified the Apostle Paul's admonition to the Church of Rome: "We then that are strong ought to bear the infirmities of the weak, and not to please ourselves. Let every one of us please his neighbor for his good to edification. For even Christ pleased not Himself; but, as it is written, the reproaches of them that reproach Thee fell on me." Romans 15:1-3; and

WHEREAS, Dr. Good has been the founding director of the Academic Center and specialized in mentoring at-risk students by addressing their academic difficulties at an early stage and developing an intervention and counseling program to assist their needs; and

WHEREAS, Dr. Good has served in the Naval Academy Athletic Association from 1986 through the present in many capacities including as the editor and writer for NCAA self-study reports and as the Faculty Advisor for the women's swimming team and the women's varsity basketball team; and

WHEREAS, Dr. Good has served as an academic advisor to over one thousand midshipmen who have experienced academic difficulties since 1989 and has served as a representative for midshipmen at their Academic Boards when midshipmen were in danger of becoming separated from the Naval Academy; and

WHEREAS, Dr. Good has excelled at developing specialized graduation plans for midshipmen with special academic needs, thereby allowing them to complete all of the necessary requirements including the rigorous Naval Academy technical curriculum on individualized timetables; and

WHEREAS, Dr. Good is the longest serving member on the Admissions Board and is proud to serve as one of the five voting civilian faculty members; and

WHEREAS, Dr. Good has served on the Women Midshipman study group as the primary researcher and author of studies on the treatment of female midshipmen during the years of 1987, 1990, and 1995; and

WHEREAS, Dr. Good is an honored inductee in the Wittenberg University Athletic Hall of Fame; and

WHEREAS, Dr. Good has authored a scholarly book, five scholarly articles, and over seventeen book reviews in the *Washington Post*; and

WHEREAS, Dr. Good is the proud mother of two sons, Alexander and Nicholas;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. The House of Representatives hereby honors Dr. Jane E. Good for decades of exemplary service to God, her family, the nation, and the United States Naval Academy.

Section 2. When the House of Representatives adjourns this 2nd day of April in the year of our Lord two thousand and two, it does so in honor of Dr. Jane E. Good.

Section 3. Clerk of the House of Representatives shall forward copies of this Resolution to Vice Admiral John Ryan, Superintendent, U.S. Naval Academy, 121 Lake Road, Annapolis, Maryland 21402 and to Dr. Jane E. Good, Associate Professor of History, United States Naval Academy, Annapolis, Maryland 21402.

There being no objection **HR 297** was adopted.

Representative Crall moved the rules be suspended to introduce and act on a resolution. Agreed.

Introduction of Bills and Resolutions (Continued)

HR 295, by Representative Crall: A RESOLUTION adjourning the House of Representatives in honor of Jim Higdon.

Motions, Petitions, and Communications (Continued)

Representative Crall moved the adoption of the following **HR 295**:

HR 295, A RESOLUTION adjourning the House of Representatives in honor of Jim Higdon.

WHEREAS, Jim Higdon served as a valued intern for Representative Brian Crall during the 2002 General Session; and

WHEREAS, Jim Higdon has demonstrated a remarkable depth of character and breadth of thought and comprehension; and

WHEREAS, Jim Higdon has demonstrated exceeding professionalism and exceptional promise in the carrying out of the responsibilities entrusted to him and the opportunities extended to him; and

WHEREAS, Jim Higdon has shown great interest in the formation and effectuation of public policy; and

WHEREAS Jim Higdon is committed to the fundamentally American values embodied in our timeless and priceless Constitution; and

WHEREAS, Jim Higdon recognizes the gracious providence of his Divine Creator and affirms the premise that He has endowed His creation with certain unalienable rights, among which are Life, Liberty, and the Pursuit of Happiness; and

WHEREAS, Jim Higdon faces a future of great promise and potential, of bright hopes and highest expectation;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. The House of Representatives of the Commonwealth of Kentucky does hereby, on this 2nd day of April, in the year of our Lord, 2002, join with Representative Brian Crall in commending and congratulating Jim Higdon on his accomplishments to date and on the promise of his achievements to come, wishing him God's blessing and God's speed as he pursues the course and runs the race set before him and does hereby adjourn itself in honor of this outstanding young Kentuckian.

There being no objection **HR 295** was adopted.

Representative Palumbo moved that the rules be suspended for the purpose of recording a vote. Agreed.

Representative Palumbo moved that she be recorded as voting "yea" on **HB 452**. Agreed.

Representative P. Clark moved that the rules be suspended for the purpose of recording a vote. Agreed.

Representative P. Clark moved that he be recorded as voting "yea" on **HB 202**. Agreed.

Representative Simpson moved that the rules be suspended for the purpose of recording a vote. Agreed.

Representative Simpson moved that he be recorded as voting "yea" on **HB 202**. Agreed.

Representative Stumbo moved that no further business be conducted on this day except Enrolling of Bills, Conference Committee appointments, and Senate Messages. Agreed.

Representative Stumbo moved that when the House adjourns on this day, it does so by voice vote. Agreed.

Representative Stumbo moved that when the House adjourns on this day, it does so until the hour of 9:00 a.m. on Monday, April 15, 2002. Agreed.

Recess

Representative Stumbo moved that the House be in recess. Agreed.

At the appointed hour, the Speaker resumed the Chair and called the House to order.

Motions, Petitions, and Communications (Continued)

The Speaker announced the appointment of a Conference Committee on **SB 193**: Representative Wilkey, Chair; Representatives J. Lee, and Vincent.

A Free Conference Committee Report was filed on **HB 97**.

The Speaker announced the appointment of a Conference Committee on **SB 262**: Representative Vincent, Chair; Representatives Lindsay, Geveden, and Wilkey.

Report On Enrolled Bills (Continued)

The Committee on Enrollment reported that **HB 26, HB 165, HB 372, HB 387, HB 473,** and **HB 662** have been examined and found correctly enrolled. Said Bills were read at length, compared and signed in open session by the Speaker, and ordered delivered to the Senate. (Time -10:07 p.m.)

The Commitee on Enrollment reported that **HB 26, HB 165, HB 372, HB 387, HB 473,** and **HB 662** were delivered to the Senate and signed by the President. Delivered to the Governor on April 2, 2002, at 10:32 p.m.

Floor Amendments

Floor Amendment No. 2 to **SB 210**, by Representative Palumbo:

SB 210, On page 1, line 23, after "***board of control***" by deleting all new language through "***sixteen (16).***" on line 2 of page 2 and inserting in lieu thereof " ***two (2) representatives of nonpublic member schools within the four (4) at-large appointments by the Kentucky Board of Education. One (1) nonpublic school representative shall be from a parochial school and one (1) nonpublic school representative shall be from a nonparochial school.***";

On page 2, line 5, by deleting "***election***" and inserting in lieu thereof "***appointment***"; and

On page 2, line 8, by deleting "***elected***" and inserting in lieu thereof "***appointed***".

Motions, Petitions, and Communications (Continued)

The following members filed requests to have their names added as co-sponsors of Bills:

HB 126, Representative Nelson

HB 519, Representatives Nelson and Tapp.

The following member filed a request to have his name withdrawn as a co-sponsor of Bill:

HB 553, Representative Nunn.

Announcements

The following meetings was announced:

Minority Caucus: upon Recess, Room 316

Adjournment

Representative Stumbo moved that the House adjourn until 9:00 a.m. on Monday, April 15, 2002.

The motion that the House adjourn until 9:00 a.m., Monday, April 15, 2002, was adopted by voice vote.

MONDAY, APRIL 15, 2002

SIXTIETH LEGISLATIVE DAY

The House was called to order by Speaker Richards.

Prayer by Pastor Keith Joseph, Emmanuel Baptist Church, Stanton, Kentucky.

The Speaker led the members in the Pledge of Allegiance to the Flag.

The roll was called. All members present except Representative DeWeese.

Representative Ballard moved that the absent member be granted leave of absence in accordance with the rules of the House. Agreed.

Representative Ballard moved that the reading of the Journal of Tuesday, April 2, 2002, be dispensed with and the same approved. Agreed.

Representative Ballard moved that the Rules be suspended for the purpose of making a motion concerning co-sponsors. Agreed.

Representative Ballard moved that all properly filed co-sponsor requests be approved. Agreed.

Representative A. Arnold moved that the rules be suspended to grant floor privileges and to act upon a Legislative Citation. Agreed.

Representative A. Arnold moved the adoption of the following **Legislative Citation No. 151**.

It is the intent of the House of Representatives of the Commonwealth of Kentucky to hereby adjourn this legislative day in reverent memory of William "Bill" Wilson, October 1, 1936-October 15, 2001; and to respectfully join with Representative Adrian K. Arnold in expressing its deepest sympathy to the Wilson Family and to all who share in the loss of this remarkable gentleman, the beloved husband of Janice Wilson; adored father of Dan, Dale, Rob, and Greg; and, cherished grandfather of seven. An honored veteran of the United States Army, Mr. Wilson was a skilled mechanic, butcher and woodworker; was a faithful member of the Emmanual Baptist Church, where he served as a Deacon and Sunday School Teacher and generously lent his assistance in the construction of the church's new facility in Stanton, Kentucky; and participated in numerous volunteer church missions to Mississippi, Georgia, West Virginia and Ohio. Bill Wilson will long be remembered for the many contributions he made to his family, friends and community and will be deeply missed by all those whose lives were touched by his remarkable presence. Done in Frankfort, Kentucky, this fifteenth day of April, in the year two thousand and two.

Legislative Citation No. 151 was adopted without objection.

Representative Heleringer moved to suspend the rules to grant floor privileges and act on a resolution. Agreed.

Introduction of Bills and Resolutions

HR 298, by Representative Heleringer: A RESOLUTION honoring the Sacred Heart Academy Valkyries for winning the girls' basketball State Tournament.

Representative Heleringer moved the adoption of the following **HR 298**:

HR 298, A RESOLUTION honoring the Sacred Heart Academy Valkyries for winning the girls' basketball State Tournament.

WHEREAS, on March 23, 2002, the Sacred Heart Academy Valkyries played the Jackson County Lady Generals for the girls' State Tournament championship at E. A. Diddle Arena in Bowling Green, Kentucky, and emerged victoriously with a final score of 57 - 46; and

WHEREAS, the victory over Jackson County became the first state title for the Sacred Heart Academy Valkyries since 1976; and

WHEREAS, the Sacred Heart Academy Valkyries won 37 of 38 games throughout this season; and

WHEREAS, the exceptional performance of the Sacred Heart Academy Valkyries garnered them the Number 1 ranking in the Louisville Courier-Journal Litkenhous Ratings; and

WHEREAS, the Sacred Heart Academy Valkyries became the first Louisville team to win the State Tournament since 1992 and were the first Louisville Invitational Tournament champions to win the State Tournament since 1988; and

WHEREAS, the sterling leadership of coach Donna Moir, her staff, and the numerous others involved with the team was essential to the Sacred Heart Academy Valkyries' securing of the most recent state title; and

WHEREAS, head coach Donna Moir distinguished herself by becoming the first person in the modern era to win girls' titles as both coach and player, as she played on the Sacred Heart Academy Valkyries' 1976 State Tournament championship team;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. The House of Representatives does hereby laud the Sacred Heart Academy Valkyries for their outstanding performance in securing the title in the 2001-2002 girls' basketball State Tournament and acknowledges that such efforts require dedication and hard work as well as talent, such traits that the Valkyries have demonstrated that they possess.

Section 2. The House of Representatives does hereby recognize the superior efforts of coach Donna Moir, her coaching staff, and the many others who played intrinsic roles in helping the Sacred Heart Academy win the 2001-2002 girls' basketball State Tournament.

Section 3. The Clerk of the House of Representatives is directed to transmit 2 copies of this Resolution to Donna Moir, Athletic Director, and Dr. Beverly McAuliffe, Principal, Sacred Heart Academy, 3175 Lexington Road, Louisville, Kentucky 40206.

There being no objection **HR 298** was adopted.

Representative Riner moved that the rules be suspended to introduce and act upon resolutions. Agreed.

Introduction of Bills and Resolutions (Continued)

HR 299, by Representative Riner: A RESOLUTION adjourning the House of Representatives in honor of the Kroger Company for their leadership in supplying the citizens of this Commonwealth with organic foods that are free of chemicals and pesticides.

HR 301, by Representative Riner: A RESOLUTION adjourning the House of Representatives in honor of the Winn Dixie Company for their leadership in supplying the citizens of this Commonwealth with organic foods that are free of chemicals and pesticides.

Representative Riner moved the adoption of the following **HR 299**:

HR 299, A RESOLUTION adjourning the House of Representatives in honor of the Kroger Company for their leadership in supplying the citizens of this Commonwealth with organic foods that are free of chemicals and pesticides.

WHEREAS, the health of the citizens of the Commonwealth of Kentucky is valued when they have access to meats that are free of antibiotics and growth hormones; and

WHEREAS, the circulatory and cardiac systems of the body are protected when citizens have access to breads and cereals that are free of hydrogenated and partially hydrogenated oils; and

WHEREAS, the Kroger Company has made available certain organic foods, produce, and meats that are free of harmful chemicals and pesticides;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. When the House of Representatives adjourns this day, April 15, 2002, it does so in honor of the Kroger Company for their leadership in making available specialty products such as organic foods and produce that are not harmful for human consumption.

Section 2. The Clerk of the House of Representatives is hereby directed to transmit a copy of this Resolution to Mr. Gary Rhodes, Director of Corporate Communications, The Kroger Company, 1014 Vine Street, Cincinnati, Ohio 45202-1100; and to Mr. Tim McGurk, Manager of Customer Relations, The Kroger Company, Mid-South Marketing Area, 10168 Linn Station Road, Louisville, Kentucky 40223-2680.

There being no objection **HR 299** was adopted.

Representative Riner moved the adoption of the following **HR 301**:

HR 301, A RESOLUTION adjourning the House of Representatives in honor of the Winn Dixie Company for their leadership in supplying the citizens of this Commonwealth with organic foods that are free of chemicals and pesticides.

WHEREAS, the health of the citizens of the Commonwealth of Kentucky is valued when they have access to meats that are free of antibiotics and growth hormones; and

WHEREAS, the circulatory and cardiac systems of the body are protected when citizens have access to breads and cereals that are free of hydrogenated and partially hydrogenated oils; and

WHEREAS, the Winn Dixie Company has made available certain organic foods, produce, and meats that are free of harmful chemicals and pesticides;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. When the House of Representatives adjourns this day, April 15, 2002, it does so in honor of the Winn Dixie Company for their leadership in making available specialty products such as organic foods and produce that are not harmful for human consumption.

Section 2. The Clerk of the House of Representatives is hereby directed to transmit a copy of this Resolution to Mr. Al Rowland, President and CEO, Winn Dixie Corporate Headquarters, 5050 Edgewood Court, Jacksonville, Florida 32254-3699.

There being no objection **HR 301** was adopted.

Representative Reinhardt moved that the rules be suspended to introduce and act upon a resolution. Agreed.

Introduction of Bills and Resolutions Continued)

HR 300, by Representative Reinhardt: A RESOLUTION adjourning the House of Representatives in loving memory and honor of Margaret J. Field Reinhardt.

Representative Reinhardt moved the adoption of the following **HR 300**:

HR 300, A RESOLUTION adjourning the House of Representatives in loving memory and honor of Margaret J. Field Reinhardt.

With deepest respect and admiration, we pay homage and tribute to Margaret J. Field Reinhardt, and we pause in silent reverence for her soul.

WHEREAS, Margaret J. Field Reinhardt was born on August 12, 1919, a native of Alexandria, Campbell County, Kentucky, and she traversed these earthly bounds on April 7, 2002; and

WHEREAS, Margaret J. Field Reinhardt was the loving daughter of the late Charles Field and Leona Belle Guy Field; she was the devoted wife of sixty-four years to her loving husband, Nick J. Reinhardt; and she was the adored mother of eight children, Keith, Donald, Lynne, Jon David, Carol, Kenneth, Iris, and Scheryl; she was the proud grandmother of thirty grandchildren and thirty-five great-grandchildren; and she also leaves behind two loving sisters, Adele Miller of Lynchburg, Ohio, and Elaine Schmidt of Phoenix, Arizona; and

WHEREAS, Margaret J. Field Reinhardt graduated second in her class at Campbell County High School, after which time she considered a career in law, but instead chose motherhood as a career, raising her children on the family farm; she attended First Baptist Church of Cold Spring, and she was a volunteer at St. Luke Hospital East in Fort Thomas; and

WHEREAS, no language can express the power and beauty and heroism and majesty of a mother's love, and Margaret J. Field Reinhardt was a loving and caring mother, in the truest sense of the word; her affection for and guidance of her eight children are a tribute to the enduring love and sacrifices she made for her family throughout the years, and her shadow is fixed in the characters of all her children, of whom she was so proud; and

WHEREAS, Margaret J. Field Reinhardt possessed a strong Christian faith and lived her life in praise to God; she always searched for the good in others, and the love she gave to others throughout her life was returned to her during her time of need with prayers offered for her and with her by her family, church members, friends, and those who knew her through her children, including the members and staff of the Kentucky General Assembly and the Legislative Research Commission; and

WHEREAS, Margaret J. Field Reinhardt was one of the true "givers" and an asset and blessing to the citizens of Kentucky and our nation; her passing has left a void that cannot be filled, and she is mourned across the length and breadth of the Commonwealth and this country;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. The House of Representatives does hereby express its profound sense of sorrow upon the passing of Margaret J. Field Reinhardt, and extends to her family and many friends its most heartfelt sympathy.

Section 2. When the House of Representatives adjourns this day, April 15, 2002, it does so in loving memory and honor of Margaret J. Field Reinhardt.

Section 3. The Clerk of the House of Representatives is hereby directed to transmit copies of this Resolution to the husband of Margaret J. Field Reinhardt, and to her loving children and sisters.

There being no objection **HR 300** was adopted.

Representative Reinhardt moved that a call of the roll be taken to show co-sponsors of **HR 300**.

On the roll call for co-sponsors the vote was: **Yeas 95**. (See April 15, 2002, roll call to show co-sponsors on **HR 300** - Appendix.)

Representative Palumbo moved that the rules be suspended to introduce and act upon a resolution. Agreed.

Introduction of Bills and Resolutions (Continued)

HR 303, by Representatives Palumbo and Adkins: A RESOLUTION to congratulate and honor Kentucky Department of Travel Commissioner Bob Stewart, upon the occasion of his being selected as the 2001 State Tourism Director of the Year.

Representative Palumbo moved the adoption of the following **HR 303**:

HR 303, A RESOLUTION to congratulate and honor Kentucky Department of Travel Commissioner Bob Stewart, upon the occasion of his being selected as the 2001 State Tourism Director of the Year.

WHEREAS, Commissioner Bob Stewart has an outstanding record of heading the Kentucky Department of Travel, Tourism Development Cabinet, since 1992; and

WHEREAS, Commissioner Bob Stewart has throughout his career directed successful tourism campaigns and been an enthusiastic advocate for tourism, the third largest industry in the Commonwealth; and

WHEREAS, Commissioner Bob Stewart has in the last year directed an entirely new tourism advertising and marketing program called "Kentucky. It's that friendly;" and

WHEREAS, Commissioner Bob Stewart has been recognized by the Travel Industry Association of America, a national nonprofit organization representing all components of the $584 billion travel industry, at its annual educational seminar for tourism organizations; and

WHEREAS, Commissioner Bob Stewart has been honored by his peers, who are fellow state tourism directors throughout the United States, by their casting of ballots that resulted in the election of a State Tourism Director of the Year; and

WHEREAS, Commissioner Bob Stewart was selected as the 2001 State Tourism Director of the Year by the Travel Industry Association of America, and he accepted the award as it recognized the work that is being done on behalf of Kentucky tourism;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. The House of Representatives does congratulate and applaud Commissioner Bob Stewart upon the occasion of his being selected as the 2001 State Tourism Director of the Year, and we wish him continued success in all future endeavors.

Section 2. When the House of Representatives adjourns this day, it does so in honor of Commissioner Bob Stewart.

Section 3. The Clerk of the House of Representatives is hereby directed to transmit a copy of this Resolution to Commissioner Bob Stewart, Kentucky Department of Travel, Capital Plaza Tower, 22nd Floor, 500 Mero Street, Frankfort, Kentucky 40601.

There being no objection **HR 303** was adopted.

Representative Palumbo moved that a call of the roll be taken to show co-sponsors of **HR 303**.

On the roll call for co-sponsors the vote was: **Yeas 82**. (See April 15, 2002, roll call to show co-sponsors on **HR 303** - Appendix.)

A Free Conference Committee Report was filed on **SJR 16**.

Representative Stumbo moved that the rules be suspended to grant floor privileges and to act upon a Legislative Citations. Agreed.

Representative Stumbo moved the adoption of the following **Legislative Citation No. 139**.

The House of Representatives of the Commonwealth of Kentucky hereby recognizes and honors Representative Larry Belcher as he departs from this Chamber following his years as the Gentleman from Bullitt 49, where he has represented the interests of his constituents with the utmost integrity and honor. An esteemed graduate of Eastern Kentucky University and the University of Louisville, Representative Belcher is the highly-regarded Director of Building, Grounds, and Maintenance for the Bullitt County Schools. He has utilized his knowledge and expertise as a member of the Education Committee, the Seniors, Military Affairs & Public Safety Committee, the Tobacco Task Force, and the Transportation Committee. During the interim, this distinguished gentleman is an active member of such worthwhile organizations as the Kentucky Association of School Administrators, the National Association of Elementary School Principals, the Bullitt County, Kentucky, and National Education Associations, and the Red Cross. In recognition of his extensive service to the citizens of this Commonwealth, he has been named a Kentucky Colonel; is a lifetime PTA member at Brooks Elementary School; received the Key to the City of Lebanon Junction; and was selected to the Who's Who in American Education. The distinguished members of the Kentucky House of Representatives are honored to join Speaker Jody Richards in recognizing the outstanding achievements of Representative Larry Belcher and in extending to him best wishes that he may enjoy continued success and good fortune in all future endeavors. Done in Frankfort, Kentucky, this fifteenth day of April, in the year two thousand and two.

Legislative Citation No. 139 was adopted without objection.

Representative Stumbo moved the adoption of the following **Legislative Citation No. 140**.

The House of Representatives of the Commonwealth of Kentucky hereby recognizes and honors Representative William U. Scott for his valuable contributions to the Commonwealth as a member of this honorable body. Having faithfully served the citizens of Casey, Marion and Pulaski Counties since his election in 1994, this distinguished graduate of Eastern Kentucky University and Kentucky Master Logging School currently serves as Vice Chair of the Agriculture and Natural Resources Committee, the Local Government Committee and the Transportation Committee. A diligent member of the committees on which he served, his thoughtfulness, consideration of staff and remarkable sense of humor will be greatly missed. Further, his efforts and expertise were called upon and greatly appreciated when, in 1998, the Kentucky Forest Conservation Act, a significant bill aimed at managing forests to insure a sustained yield while harvesting timber in a manner that caused no harm to Kentucky's waterways, was passed. Inasmuch as this distinguished gentleman, a former member of the United States Marine Corps, member of the Lebanon Jaycees and the Kentucky Farm Bureau, and highly regarded logging contractor, has served honor and sincerity those citizens whose interests he represents, the members of this most august body do hereby join Speaker Jody Richards in expressing sincerest appreciation and in extending to best wishes for continued success as he steps down as the dedicated representative of House District 24. Done in Frankfort, Kentucky, this fifteenth day of April, in the year two thousand and two.

Legislative Citation No. 140 was adopted without objection.

Representative Stumbo moved the adoption of the following **Legislative Citation No. 141**.

The House of Representatives of the Commonwealth of Kentucky hereby recognizes and honors Representative H. "Gippy" Graham for the integrity with which he has served as the Gentleman from Franklin 57 since 1995. A resident of Frankfort, Kentucky, and honored graduate of Cumberland College, Georgetown College, the University of Kentucky, and Eastern Kentucky University, this dedicated public servant has consistently utilized his quiet demeanor and southern-born courtesy to accomplish those goals which are most important to the well-being of his constituents and, as a result, has earned the admiration and trust of all those he has faithfully represented. An honored veteran of the United States Air Force and highly-respected educator, Representative Graham is an active member of the American Legion, the Kentucky Community Education Association, the Community Education Council, and the Frankfort Area Chamber of Commerce. He is also widely-respected and deeply beloved for the charm and grace that is always exhibited in his dealings with the immense staff of the Legislative Research Commission and for his continuing dedication to the working men and women of this Commonwealth. Inasmuch as this remarkable public servant has represented the citizens of District 57 with tireless devotion and unwavering integrity, the members of this most august body do hereby join with Speaker Jody Richards in extending sincere sentiments of appreciation to Representative Graham and in offering him very best wishes for sustaining good fortune and success. Done in Frankfort, this fifteenth day of April, in the year two thousand and two.

Legislative Citation No. 141 was adopted without objection.

Representative Stumbo moved the adoption of the following **Legislative Citation No. 143**.

The House of Representatives of the Commonwealth of Kentucky hereby recognizes and honors Representative Ira Branham upon the occasion of his imminent retirement as an esteemed member of this honorable legislative body. Having faithfully served the citizens of Floyd and Pike Counties since his election, this distinguished graduate of the University of Louisville currently serves as a member of the Agriculture and Natural Resources Committee, the Banking and Insurance Committee and the Transportation Committee. Representative Branham is a highly-respected attorney in Pikeville, Kentucky, and is an honored member of the National Board of Trial Advocacy and is a Certified Civil Trial Specialist. Inasmuch as this distinguished gentleman has served with such honor and sincerity those citizens whose interests he represents, the members of this most august body do hereby join Speaker Jody Richards in expressing sincerest appreciation for the distinctive voice that Representative Ira Branham has lent this body and in extending to him enthusiastic best wishes for many more landmarks for success as he steps down as the dedicated representative of House District 94. Done in Frankfort, Kentucky, this fifteenth day of April, in the year two thousand and two.

Legislative Citation No. 143 was adopted without objection.

Representative Hoover moved the adoption of the following **Legislative Citation No. 146**.

The House of Representatives of the Commonwealth of Kentucky hereby recognizes and honors Representative Gary Louis Tapp upon the occasion of his imminent retirement from this distinguished body, having served with great diligence and distinction the citizens of Bullitt, Shelby and Spencer Counties. A highly-regarded citizen of Shelbyville, Kentucky, and co-owner of Electric City, Representative Gary Tapp is a devoted public servant who has worked with great distinction during his tenure as a member of the Agriculture and Natural Resources Committee, the Education Committee, the Judiciary Committee, and the Tobacco Task Force. As a member of the Kentucky General Assembly, he has focused on both agricultural and economic issues pertaining to Kentucky's farmers, including lending his vast expertise to the discussion surrounding House Bill 611, an act relating to the national tobacco settlement. This beloved public servant has worked tirelessly towards the improvement both of his community and of this Nation as a whole, serving locally as a member of the Shelby County Chamber of Commerce and the Site-Based Decision Making Council of Shelby County High School, and nationally as a member the United States Chamber of Commerce and the National Federation of Independent Businesses. The esteemed members of the Kentucky House of Representatives are honored to join Representative Jeffrey Hoover in paying tribute to Representative Gary Tapp and in extending to him best wishes for continued success and good fortune. Done in Frankfort, Kentucky, this fifteenth day of April, in the year two thousand and two.

Legislative Citation No. 146 was adopted without objection.

Representative Hoover moved the adoption of the following **Legislative Citation No. 148**.

The House of Representatives of the Commonwealth of Kentucky hereby recognizes and honors Representative Johnnie L. Turner as he departs from this Chamber following his four extraordinary years as the Gentleman from Harlan 88, where he has represented the interests of his constituents with the utmost integrity and honor. An esteemed graduate of the University of Kentucky and an honorable veteran of the United States Army, Representative Turner is a highly-respected attorney in Harlan, Kentucky, and is an active member of the Harlan County and Kentucky Bar Associations, the Kentucky Academy of Trial Attorneys, and the Association of Trial Lawyers of America. He has utilized his extensive knowledge in the field of law as a member of the Agriculture and Natural Resources Committee, the Economic Development and Tourism Committee, and the Labor and Industry Committee and has earned the deepest appreciation of working men and women across this fine Commonwealth for his efforts to advance and improve workers compensation law. The distinguished members of the Kentucky House of Representatives are honored to join Representative Jeffrey Hoover in recognizing the outstanding achievements of Representative Johnnie L. Turner and in extending to him best wishes that he may enjoy continued success and good fortune in all future endeavors. Done in Frankfort, Kentucky, this fifteenth day of April, in the year two thousand and two.

Legislative Citation No. 148 was adopted without objection.

Representative Hoover moved the adoption of the following **Legislative Citation No. 147**.

The House of Representatives of the Commonwealth of Kentucky hereby recognizes and honors Representative Mark Treesh upon the occasion of his imminent retirement as an esteemed member of this honorable legislative body. Having faithfully served the citizens of Daviess and Hancock Counties since his election, this distinguished graduate of Purdue University currently serves as a member of the Agriculture and Natural Resources Committee, the Appropriations and Revenue Committee, and the Education Committee. Representative Treesh is a highly-respected Certified Public Accountant and Consultant in Philpot, Kentucky, and has lent his vast financial and political expertise to such worthy organizations as the Society and American Institute of Certified Public Accountants, the Institute of Management Accountants, the Owensboro Right to Life, the Action Life League of Western Kentucky, the Daviess County High School Band Boosters and the Philpot Elementary School Site-Based Council. Inasmuch as this distinguished gentleman, widely-regarded for his in-depth understanding of complex tax laws, has served with such honor and sincerity those citizens whose interests he represents, the members of this most august body do hereby join Representative Jeffrey Hoover in expressing sincerest appreciation for the distinctive voice that Representative Mark Treesh has so consistently lent this body and in extending to him enthusiastic best wishes for many more landmarks for success as he steps down as the dedicated representative of House District 14. Done in Frankfort, Kentucky, this fifteenth day of April, in the year two thousand and two.

Legislative Citation No. 147 was adopted without objection.

Representative Hoover moved the adoption of the following **Legislative Citation No. 144.**

The House of Representatives of the Commonwealth of Kentucky hereby extends deepest sentiments of appreciation and esteem to Representative Bob Heleringer as he steps down as the Gentleman from Jefferson 33, after an impressive twenty-three year tenure in the Kentucky House of Representatives. An honored graduate of Xavier University and the University of Louisville, Representative Heleringer is an accomplished attorney in Louisville, Kentucky, and has amassed an extensive record of community and public service, lending his voice and talents to such worthy organizations as Lawyers for Life, the Trinity High School Alumni Association, the AIDS/HIV Legal Project, the Concerned Families of Hazelwood ICF/MR Center, Birthright of Louisville, the Legal Committee of Voice of the Retarded, the Fiscal Affairs Committee of the Southern Legislative Conference and, the Legal Aid Society's Volunteer Lawyer Program. During his long and illustrious career in Kentucky state government, he has served as a Senate Republican Administrative Assistant; as the Chair of the House Republican Campaign Committee; and, most recently, as a member of the Appropriations and Revenue Committee, the Health and Welfare Committee, and the Judiciary Committee. Having long championed the causes of the mentally ill and other disabled citizens and having worked extensively on issues pertaining to racing in Kentucky, this beloved public servant has displayed great honor and integrity during his years in the Kentucky House of Representatives and, as a result, has earned the utmost esteem and gratitude of each member of the General Assembly. In recognition of such, the members of this body are pleased to join with Representative Jeffrey Hoover in enthusiastically applauding the contributions of Representative Bob Heleringer and in wishing for him continued prosperity and success. Done in Frankfort, Kentucky, this fifteenth day of April, in the year two thousand and two.

Legislative Citation No. 144 was adopted without objection.

Representative Hoover moved the adoption of the following **Legislative Citation No. 145.**

The House of Representatives of the Commonwealth of Kentucky hereby recognizes and honors Representative Willard C. "Woody" Allen for the dedication and integrity with which he has served the citizens of Butler, Grayson and Hardin Counties during his tenure as a member of the Kentucky House of Representatives. A highly-respected farmer in Morgantown, Kentucky, and honored graduate of Murray State University, the Gentleman from Butler 17 gained extensive leadership experience through his many civic and political endeavors, including serving as president of the Gilstrap Rural Development Club; as a member the Jaycees, where he is a past vice-president; and, as a Reagan Delegate in 1976 and 1980. In addition, he has received several high accolades recognizing his distinguished service, including the Thruston B. Morton Leadership Award, the 1975 Outstanding Young Republican in Kentucky Award, and the 1970 Outstanding Young Farmer Award. During his most recent tenure as a State Representative, he was an active member of the Agriculture and Natural Resources Committee, the State Government Committee, and the Tobacco Task Force. Inasmuch as Representative Woody Allen, currently serving as the Minority Whip, formerly a Minority Floor Leader and a widely-regarded champion of less government regulation and lower taxes, has consistently served as an honorable public servant, continually giving voice to the concerns of the citizens of his district and of this fine Commonwealth, the members of this august body do hereby join with Representative Jeffrey Hoover in extending highest regard and esteem for the many and generous contributions that he has made as a legislator in the Kentucky General Assembly and in offering best wishes that he may prosper and succeed in all future endeavors. Done in Frankfort, Kentucky, this fifteenth day of April, in the year two thousand and two.

Legislative Citation No. 145 was adopted without objection.

Representative Palumbo moved the adoption of the following **Legislative Citation No. 142.**

The House of Representatives of the Commonwealth of Kentucky hereby recognizes Representative John W. D. Bowling for his years of service as a member of this august body, representing the 54th District of Boyle and Washington Counties. As a member of the Kentucky General Assembly, he has utilized his extensive expertise as the vice chair of the Economic Development and Tourism Committee and as a member of the State Government and the Transportation Committees. Representative Bowling, an honored veteran of the United States Army and former Mayor of the City of Danville, is also an active member of such worthwhile organizations as the Kentucky Council of ADDS, the Bluegrass ADD, the Lexington Board of the Bluegrass Industrial Foundation, the Board of the Bluegrass Regional Recycling Corporation, and the International Franchise Association. In recognition of the unwavering dedication and tireless hard work that he has exhibited on behalf of his fellow citizens, he has been the recipient of the Shelby Combs Distinguished Award and the Distinguished Achievement Award. The members of the Kentucky House of Representatives do hereby join with Speaker Jody Richards in expressing deepest appreciation to this most respected colleague for his years of dedicated service. Done in Frankfort, this fifteenth day of April, in the year two thousand and two.

Legislative Citation No. 142 was adopted without objection.

A Conference Committee Report was filed on **SB 262**.

Recess

Representative Stumbo moved that the House recess until noon for Minority and Majority Caucus meetings. Agreed.

At the appointed hour, the Speaker resumed the Chair and called the House to order.

A Free Conference Committee Report was filed on **SB 13**.

Orders of the Day

Representative Stumbo moved the adoption of the following Conference Committee Report on **SB 262**. Agreed.

The Conference Committee on **SB 262** has met as provided in the Rules of the House and Senate and hereby reports the following to be adopted: Cannot Agree.

Signed: April 11, 2002 - Representatives Lindsay, Geveden, and Vincent; Senators Stivers, Westwood, Jones, and Tori. The above-named members, in separate votes by house, all concur in the provisions of this report.

SB 262 Conference Committee Report was adopted by voice vote.

The Speaker appointed a Free Conference Committee on **SB 262**: Representative Vincent, Chair; Representatives Lindsay, Geveden and Wilkey.

SB 91 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Marzian moved that **SB 91** be passed.

On the roll call the vote was: **Yeas 81, Nays 1**. (See April 15, 2002, roll call on **SB 91** - Appendix.)

SB 91 was passed and the title agreed to.

Representative Marzian moved that the vote by which **SB 91** was passed be reconsidered and said motion be placed on the table. Agreed.

HB 614, with Senate Floor Amendment attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage for concurrence or non concurrence in Senate amendment. Agreed.

The Senate Floor Amendment No. 1 to **HB 614** is as follows:

HB 614, On page 15, line 5, after the period "." by inserting the following:

"***(a) The provisions of this section shall not apply if a corporation on an annual basis elects to be exempt from the provisions of KRS 138.224 by:***

1. Filing with the cabinet a financial instrument in an amount not to exceed two (2) months' estimated liability, as calculated by the cabinet, or five thousand dollars ($5,000), whichever is greater;

2. Certifying by an electronic method acceptable by both the dealer and the cabinet no later than the fifteenth day of each month the amount of gasoline and special fuels tax due the Commonwealth by the twenty-fifth day of that month; and

3. Agreeing to initiate an Automated Clearing House credit transaction to electronically transfer the amount of tax from the dealer's account to the Kentucky State Treasurer on the twenty-fifth day of that

month.

For the purpose of this paragraph, a "financial instrument" means a bond issued by a corporation authorized to do business in Kentucky, a line of credit, or an account with a financial institution maintaining a compensating balance.

(b) If a dealer fails to certify the amount of tax collected or does not perform the electronic fund transfer as prescribed by paragraph (a) of this subsection, the cabinet may immediately make demand of the financial instrument and revoke the license of the dealer notwithstanding the provisions of KRS 138.340 and the provisions of this section shall apply."; and

On page 15, line 24, after the period "." by inserting the following:

"*(a) The provisions of this section shall not apply if a limited liability company or a registered limited liability partnership on an annual basis elects to be exempt from the provisions of KRS 138.224 by:*

1. Filing with the cabinet a financial instrument in an amount not to exceed two (2) months' estimated liability, as calculated by the cabinet, or five thousand dollars ($5,000), whichever is greater;

2. Certifying by an electronic method acceptable by both the dealer and the cabinet no later than the fifteenth day of each month the amount of gasoline and special fuels tax due the Commonwealth by the twenty-fifth day of that month; and

3. Agreeing to initiate an Automated Clearing House credit transaction to electronically transfer the amount of tax from the dealer's account to the Kentucky State Treasurer on the twenty-fifth day of that month.

For the purpose of this paragraph, a "financial instrument" means a bond issued by a corporation authorized to do business in Kentucky, a line of credit, or an account with a financial institution maintaining a compensating balance.

(b) If a dealer fails to certify the amount of tax collected or does not perform the electronic fund transfer prescribed by paragraph (a) of this subsection, the cabinet may immediately make demand of the financial instrument and revoke the license of the dealer notwithstanding the provisions of KRS 138.340 and the provisions of this section shall apply.".

Representative Moberly moved that the House concur in Senate Floor Amendment No. 1 to **HB 614**. Agreed.

Representative Moberly moved that **HB 614**, as amended by the Senate, be passed.

On the roll call the vote was: **Yeas 83, Nays 0**. (See April 15, 2002, roll call on **HB 614** - Appendix)

HB 614, as amended by the Senate, was passed and the title agreed to.

Representative Moberly moved that the vote by which **HB 614**, as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

Representative Stumbo moved that the House Rule prohibiting consideration of a Free Conference Committee Report on the same legislative day it is distributed be waived. Agreed.

SB 13 taken from Orders of the Day. Representative Stumbo moved that it be placed upon its passage for consideration of the Free Conference Committee Report. Agreed.

Representative Thomas moved the adoption of the following Free Conference Committee Report on **SB 13**. Agreed.

The Free Conference Committee on **SB 13** has met as provided in the Rules of the House and Senate and hereby reports the following to be adopted: Adopt the provisions of the House Committee Substitute to **SB 13** with the following Free Conference Committee action:

On page 4, by deleting lines 4 through 8; and

On page 4, line 14, after the first "a", by deleting the remainder of the line to line 15 through "section", and by inserting in lieu thereof "state agency may purchase Kentucky-grown agricultural products"; and

On page 4, line 23, after "produced", by inserting "if the vendor is the producer or packager of the product or, if the vendor is not the producer or packager, provided the information is available to the vendor from the producer or packager of the product."; and

On page 4, line 23, by deleting "and", and by inserting in lieu thereof, "The producer or packager shall"; and

On page 7, after line 26, by inserting:

"SECTION 10. A NEW SECTION OF KRS 363.900 TO 363.908 IS CREATED TO READ AS FOLLOWS:

The General Assembly finds that the fuel additive methyl tertiary butyl ether, known as MTBE, as a result of leaks in underground storage tanks, has contaminated groundwater in California and other states to such an extent that it has been banned in those states. The legislature further finds that, because Kentuckians rely on groundwater to a great extent both for drinking water and for industrial and agricultural purposes, the continued use of MTBE poses an unacceptable threat to public health.

SECTION 11. A NEW SECTION OF KRS 363.900 TO 363.908 IS CREATED TO READ AS FOLLOWS:

(1) Beginning on January 1, 2006, the use of methyl tertiary butyl ether, known as MTBE, as a fuel additive shall be illegal in the Commonwealth of Kentucky. Importation, sale, or storage of fuel containing MTBE shall be unlawful after that date.

(2) Beginning on January 1, 2004, the General Assembly strongly encourages that all reformulated gasoline sold or offered for sale in the Commonwealth utilize domestically produced ethanol in place of MTBE or other gasoline additives.

(3) In order to allow for an orderly transition, trace amounts of MTBE, not to exceed one-half of one percent (0.5%) by volume, will be allowed in gasoline.

SECTION 12. A NEW SECTION OF KRS CHAPTER 363.900 TO 363.908 IS CREATED TO READ AS FOLLOWS:

(1) As used in this section, "biodiesel fuel" means a biodegradable, combustible liquid fuel derived from renewable fats and vegetable oils that meets ASTM specification PS 121-99 and is suitable for blending with petroleum-based diesel fuel for use in diesel engines.

(2) The General Assembly strongly encourages, that beginning on January 1, 2006, all diesel fuel sold or offered for sale in the Commonwealth and reformulated to achieve federally mandated sulfur reduction requirements use biodiesel in a blend not less than two percent (2%) by volume to meet those requirements.

(3) By August 31, 2003, and at least annually thereafter until the 2006 Regular Session of the General Assembly, the Interim Joint Committee on Agriculture and Natural Resources shall receive a report on the petroleum refining industry's progress toward achieving the federally mandated diesel fuel sulfur reductions. The report shall include information on the use of biodiesel to help meet the reductions. The committee shall request report information from relevant sources, including but not limited to, the American Petroleum Institute and petroleum refiners that produce diesel fuel for state, national, or international sale."; and by renumbering the remaining sections.

Signed: April 15, 2002 - Representatives Thomas, A. Arnold, Nesler, and Dw. Butler; Senators Harris, Kelly, and Jackson. The above-named members, in separate votes by house, all concur in the provisions of this report.

Representative Thomas moved that **SB 13**, as amended by the Free Conference Committee Report, be passed.

On the roll call the vote was: **Yeas 90, Nays 0**. (See April 15, 2002, roll call on **SB 13** - Appendix.)

SB 13, as amended by the Free Conference Committee Report, was passed and the title agreed to.

Representative Thomas moved that the vote by which **SB 13** as amended by the Free Conference Committee Report, was passed be reconsidered and said motion be placed on the table. Agreed.

Representative Stumbo moved that the House Rule prohibiting consideration of a Free Conference Committee Report on the same legislative day it is distributed be waived.

SJR 16 taken from Orders of the Day. Representative Stumbo moved that it be placed upon its passage for consideration of one Free Conference Committee Report. Agreed.

Representative Collins moved the adoption of the following Free Conference Committee Report on **SJR 16**. Agreed.

The Free Conference Committee on **SJR 16** has met as provided in the Rules of the House and Senate and hereby reports the following to be adopted: Adopt the provisions of the GA copy of **SJR 16** as amended by House Committee Amendment No. 1 with the following changes:

Amend the GA Copy of **SJR 16** on page 1, beginning after line 5, by inserting the following material:

"Section 3. The Transportation Cabinet is directed to extend the segment of KY 231 named the "Bill Monroe Memorial Boulevard," currently ending in Hartford, to the Western Kentucky Parkway.

Section 4. The Transportation Cabinet shall immediately begin preparing the appropriate highway signs to facilitate their erection upon the effective date of this Resolution.

Section 5. The Transportation Cabinet shall name Kentucky Route 680 in Floyd County in memory of Lovel Hall.

Section 6. The Transportation Cabinet shall, within thirty days of the effective date of this Resolution, erect signs on Kentucky Route 680 in Floyd County that read "The Lovel Hall Memorial Highway."

Section 7. The Legislative Research Commission shall conduct a study to determine the feasibility of constructing a state park at the birthplace of Bill Monroe. The study shall incorporate input from interested parties, to include but not be limited to the Tourism Development Cabinet, the Bill Monroe Foundation, and the city of Rosine.

Section 8. The study findings and recommendations shall be reported to the Legislative Research Commission no later than October 1, 2003.

Section 9. Provisions of this resolution to the contrary notwithstanding, the Legislative Research Commission shall have the authority to alternatively assign the issues identified herein to an interim joint committee or subcommittee thereof, and to designate a study completion date.

Section 10. The Transportation Cabinet shall name the state highway garage in Burkesville in memory and honor of Bruce Perry Parrish for his many years of dedicated service to the Commonwealth.

Section 11. The Transportation Cabinet shall, within thirty days of the effective date of this Resolution, erect signs naming the "Bruce Perry Parrish Garage."

Section 12. The Transportation Cabinet shall name Kentucky Route 15 in Letcher County, from the Knott County line to the intersection of Kentucky Route 15 and United States Route 119 in Whitesburg, the "Paul Mason Memorial Highway."

Section 13. The Transportation Cabinet shall, within thirty days of the effective date of this Resolution, erect signs on Kentucky Route 15 in Letcher County, at the Knott County line and at the intersection of Kentucky Route 15 and United States Route 119 in Whitesburg, that read "Paul Mason Memorial Highway."

Section 14. The Transportation Cabinet is directed to name Kentucky Route 3 from the intersection with United States Route 23 north to Kentucky Route 1185 and Kentucky Route 1185 from the intersection of Kentucky Route 3 to the Yatesville Lake State Park Marina the "Freedom Is Not Free Veterans Memorial Highway."

Section 15. The Transportation Cabinet shall, within thirty days of the effective date of this Resolution, erect signs that read "Freedom Is Not Free Veterans Memorial Highway" at each end of the route specified in Section 14 of this Resolution and at appropriate intervals along the route.

Section 26. The Transportation Cabinet shall name the state highway maintenance garage in Kemper the "Rick Slone Garage."

Section 17. The Transportation Cabinet shall, within thirty days of the effective date of this Resolution, erect signs naming the "Rick Slone Garage."

Section 38. The Transportation Cabinet shall name Kentucky Route 72 in Bell County the "Coal Miners Memorial Highway."

Section 19. The Transportation Cabinet shall, within thirty days of the effective date of this Resolution, erect signs at each end of the route specified in Section 18 of this Resolution that read "Coal Miners Memorial Highway."

Section 20. The Off-road Motorcycle and All-terrain Vehicle Task Force is created to study policies and issues surrounding the use of private and public lands by all-terrain vehicles and off-road motorcycles. The task force shall examine state policies and the effect this issue has on highway safety and Kentucky tourism.

Section 41. The task force shall consist of fifteen (15) members as follows:

(1) Two (2) members of the Senate Transportation Committee, appointed by the President of the Senate;

(2) Two (2) members of the House Transportation Committee, appointed by the Speaker of the House;

(3) The Secretary of the Transportation Cabinet, or the secretary's designee;

(4) The Secretary of the Tourism Cabinet, or the secretary's designee;

(5) The Commissioner of the Department of Fish and Wildlife Resources, or the commissioner's designee;

(6) The Commissioner of the Kentucky State Police, or the commissioner's designee;

(7) The Secretary of the Natural Resources and Environmental Protection Cabinet, or the secretary's designee;

(8) Two (2) members of the Kentucky Motorcycle Association, appointed by the Legislative Research Commission; and

(9) One (1) member of the Kentucky League of Sportsmen, appointed by the Legislative Research Commission; and

(10) One (1) member of the Kentucky Council of Area Development Districts, appointed by the Legislative Research Commission; and

(11) One (1) member of an ATV association based in a county located within the boundaries of the East Kentucky Corporation as defined by KRS 154.33-510(1); and

(12) One (1) member of an ATV association based in a county located within the boundaries of the West Kentucky Corporation as defined by KRS 154.85-010(1).

Section 22. A majority of members shall serve as a quorum. The President of the Senate shall appoint one (1) of the Senate members to serve as co-chair of the task force and the Speaker of the House shall appoint one (1) of the House members to serve as co-chair of the task force. The task force shall be staffed by Legislative Research Commission staff.

Section 23. The task force shall report its findings and legislative recommendations to the Legislative Research Commission no later than September 30, 2003, for action during the 2004 Regular Session of the General Assembly.

Section 24. Provisions of this resolution to the contrary notwithstanding, the Legislative Research Commission shall have the authority to alternatively assign the issues identified herein to an interim joint committee or subcommittee thereof, and to designate a study completion date."; and

On page 1 of the GA Version of SJR 16 amend the title to read as follows: "A JOINT RESOLUTION requiring state agencies to perform certain functions.".

Signed: April 15, 2002 - Representatives Collins, Childers, and Colter; Senators Tori, Moore, and Turner. The above-named members, in separate votes by house, all concur in the provisions of this report.

Representative Collins moved that **SJR 16**, as amended by the Free Conference Committee Report, be passed.

On the roll call the vote was: **Yeas 93, Nays 0**. (See April 15, 2002, roll call on **SJR 16** - Appendix.)

SJR 16, as amended by the Free Conference Committee Report, was passed and the title agreed to.

Representative Collins moved that the vote by which **SJR 16**, as amended by the Free Conference Committee Report, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 457 with Senate Committee Substitute attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage for concurrence or non concurrence in Senate Amendment. Agreed.

The Senate Committee Substitute to **HB 457**, is as follows:

HB 457, AN ACT relating to income taxation.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 141.010 is amended to read as follows:

As used in this chapter, unless the context requires otherwise:

(1) "Secretary" means the secretary of revenue;

(2) "Cabinet" means the Revenue Cabinet;

(3) "Internal Revenue Code" means the Internal Revenue Code in effect on December 31, ***2001***~~[1999]~~, exclusive of any amendments made subsequent to that date, other than amendments that extend provisions in effect on December 31, ***2001***~~[1999]~~, that would otherwise terminate, and as modified by KRS 141.0101;

(4) "Dependent" means those persons defined as dependents in the Internal Revenue Code;

(5) "Fiduciary" means "fiduciary" as defined in Section 7701(a)(6) of the Internal Revenue Code;

(6) "Fiscal year" means "fiscal year" as defined in Section 7701(a)(24) of the Internal Revenue Code;

(7) "Individual" means a natural person;

(8) For taxable years beginning on or after January 1, 1974, "federal income tax" means the amount of federal income tax actually paid or accrued for the taxable year on taxable income as defined in Section 63 of the Internal Revenue Code, and taxed under the provisions of this chapter, minus any federal tax credits actually utilized by the taxpayer;

(9) "Gross income" in the case of taxpayers other than corporations means "gross income" as defined in Section 61 of the Internal Revenue Code;

(10) "Adjusted gross income" in the case of taxpayers other than corporations means gross income as defined in subsection (9) of this section minus the deductions allowed individuals by Section 62 of the Internal Revenue Code and as modified by KRS 141.0101 and adjusted as follows, except that deductions shall be limited to amounts allocable to income subject to taxation under the provisions of this chapter, and except that nothing in this chapter shall be construed to permit the same item to be deducted more than once:

  (a) Exclude income that is exempt from state taxation by the Kentucky Constitution and the Constitution and statutory laws of the United States and Kentucky;

  (b) Exclude income from supplemental annuities provided by the Railroad Retirement Act of 1937 as amended and which are subject to federal income tax by Public Law 89-699;

  (c) Include interest income derived from obligations of sister states and political subdivisions thereof;

(d) Exclude employee pension contributions picked up as provided for in KRS 6.505, 16.545, 21.360, 61.560, 65.155, 67A.320, 67A.510, 78.610, and 161.540 upon a ruling by the Internal Revenue Service or the federal courts that these contributions shall not be included as gross income until such time as the contributions are distributed or made available to the employee;

(e) Exclude Social Security and railroad retirement benefits subject to federal income tax;

(f) Include, for taxable years ending before January 1, 1991, all overpayments of federal income tax refunded or credited for taxable years;

(g) Deduct, for taxable years ending before January 1, 1991, federal income tax paid for taxable years ending before January 1, 1990;

(h) Exclude any money received because of a settlement or judgment in a lawsuit brought against a manufacturer or distributor of "Agent Orange" for damages resulting from exposure to Agent Orange by a member or veteran of the Armed Forces of the United States or any dependent of such person who served in Vietnam;

(i) 1. Exclude the applicable amount of total distributions from pension plans, annuity contracts, profit-sharing plans, retirement plans, or employee savings plans.

2. The "applicable amount" shall be:

a. Twenty-five percent (25%), but not more than six thousand two hundred fifty dollars ($6,250), for taxable years beginning after December 31, 1994, and before January 1, 1996;

b. Fifty percent (50%), but not more than twelve thousand five hundred dollars ($12,500), for taxable years beginning after December 31, 1995, and before January 1, 1997;

c. Seventy-five percent (75%), but not more than eighteen thousand seven hundred fifty dollars ($18,750), for taxable years beginning after December 31, 1996, and before January 1, 1998; and

d. One hundred percent (100%), but not more than thirty-five thousand dollars ($35,000), for taxable years beginning after December 31, 1997.

3. As used in this paragraph:

a. "Distributions" includes, but is not limited to, any lump-sum distribution from pension or profit-sharing plans qualifying for the income tax averaging provisions of Section 402 of the Internal Revenue Code; any distribution from an individual retirement account as defined in Section 408 of the Internal Revenue Code; and any disability pension distribution;

b. "Annuity contract" has the same meaning as set forth in Section 1035 of the Internal Revenue Code; and

c. "Pension plans, profit-sharing plans, retirement plans, or employee savings plans" means any trust or other entity created or organized under a written retirement plan and forming part of a stock bonus, pension, or profit-sharing plan of a public or private employer for the exclusive benefit of employees or their beneficiaries and includes plans qualified or unqualified under Section 401 of the Internal Revenue Code and individual retirement accounts as defined in Section 408 of the Internal Revenue Code;

(j) 1. a. Exclude the distributive share of a shareholder's net income from an S corporation subject to the franchise tax imposed under KRS 136.505 or the capital stock tax imposed under KRS 136.300; and

b. Exclude the portion of the distributive share of a shareholder's net income from an S corporation related to a qualified subchapter S subsidiary subject to the franchise tax imposed under KRS 136.505 or the capital stock tax imposed under KRS 136.300.

2. The shareholder's basis of stock held in a S corporation where the S corporation or its qualified subchapter S subsidiary is subject to the franchise tax imposed under KRS 136.505 or the capital stock tax imposed under KRS 136.300 shall be the same as the basis for federal income tax purposes;

(k) Exclude for taxable years beginning after December 31, 1998, to the extent not already excluded from gross income, any amounts paid for health insurance which constitutes medical care coverage for the taxpayer, the taxpayer's spouse, and dependents during the taxable year. Any amounts paid by the taxpayer for health insurance that are excluded pursuant to this paragraph shall not be allowed as a deduction in computing the taxpayer's net income under subsection (11) of this section;

(l) Exclude income received for services performed as a precinct worker for election training or for working at election booths in state, county, and local primary, regular, or special elections;

(m) Exclude any amount paid during the taxable year for insurance for long-term care as defined in KRS 304.14-600;

(n) Exclude any capital gains income attributable to property taken by eminent domain;

(o) Exclude any amount received by a producer of tobacco or a tobacco quota owner from the multistate settlement with the tobacco industry, known as the Master Settlement Agreement, signed on November 22, 1998;

(p) Exclude any amount received from the secondary settlement fund, referred to as "Phase II," established by tobacco companies to compensate tobacco farmers and quota owners for anticipated financial losses caused by the national tobacco settlement; and

(q) Exclude any amount received from funds of the Commodity Credit Corporation for the Tobacco Loss Assistance Program as a result of a reduction in the quantity of tobacco quota allotted;

(11) "Net income" in the case of taxpayers other than corporations means adjusted gross income as defined in subsection (10) of this section, minus the standard deduction allowed by KRS 141.081, or, at the option of the taxpayer, minus the deduction allowed by KRS 141.0202 and minus all the deductions allowed individuals by Chapter 1 of the Internal Revenue Code as modified by KRS 141.0101 except those listed below, except that deductions shall be limited to amounts allocable to income subject to taxation under the provisions of this chapter and that nothing in this chapter shall be construed to permit the same item to be deducted more than once:

(a) Any deduction allowed by the Internal Revenue Code for state taxes measured by gross or net income, except that such taxes paid to foreign countries may be deducted;

(b) Any deduction allowed by the Internal Revenue Code for amounts allowable under KRS 140.090(1)(h) in calculating the value of the distributive shares of the estate of a decedent, unless there is filed with the income return a statement that such deduction has not been claimed under KRS 140.090(1)(h);

(c) The deduction for personal exemptions allowed under Section 151 of the Internal Revenue Code and any other deductions in lieu thereof; and

(d) Any deduction for amounts paid to any club, organization, or establishment which has been determined by the courts or an agency established by the General Assembly and charged with enforcing the civil rights laws of the Commonwealth, not to afford full and equal membership and full and equal enjoyment of its goods, services, facilities, privileges, advantages, or accommodations to any person because of race, color, religion, national origin, or sex, except nothing shall be construed to deny a deduction for amounts paid to any religious or denominational club, group, or establishment or any organization operated solely for charitable or educational purposes which restricts membership to persons of the same religion or denomination in order to promote the religious principles for which it is established and maintained;

(12) "Gross income," in the case of corporations, means "gross income" as defined in Section 61 of the Internal Revenue Code and as modified by KRS 141.0101 and adjusted as follows:

(a) Exclude income that is exempt from state taxation by the Kentucky Constitution and the Constitution and statutory laws of the United States;

(b) Exclude all dividend income received after December 31, 1969;

(c) Include interest income derived from obligations of sister states and political subdivisions thereof;

(d) Exclude fifty percent (50%) of gross income derived from any disposal of coal covered by Section 631(c) of the Internal Revenue Code if the corporation does not claim any deduction for percentage depletion, or for expenditures attributable to the making and administering of the contract under which such disposition occurs or to the preservation of the economic interests retained under such contract;

(e) Include in the gross income of lessors income tax payments made by lessees to lessors, under the provisions of Section 110 of the Internal Revenue Code, and exclude such payments from the gross income of lessees;

(f) Include the amount calculated under KRS 141.205;

(g) Ignore the provisions of Section 281 of the Internal Revenue Code in computing gross income;

(h) Exclude income from "safe harbor leases" (Section 168(f)(8) of the Internal Revenue Code);

(i) Exclude any amount received by a producer of tobacco or a tobacco quota owner from the multistate settlement with the tobacco industry, known as the Master Settlement Agreement, signed on November 22, 1998;

(j) Exclude any amount received from the secondary settlement fund, referred to as "Phase II," established by tobacco companies to compensate tobacco farmers and quota owners for anticipated financial losses caused by the national tobacco settlement; and

(k) Exclude any amount received from funds of the Commodity Credit Corporation for the Tobacco Loss Assistance Program as a result of a reduction in the quantity of tobacco quota allotted;

(13) "Net income," in the case of corporations, means "gross income" as defined in subsection (12) of this section minus the deduction allowed by KRS 141.0202 and minus all the deductions from gross income allowed corporations by Chapter 1 of the Internal Revenue Code and as modified by KRS 141.0101, except the following:

(a) Any deduction for a state tax which is computed, in whole or in part, by reference to gross or net income and which is paid or accrued to any state of the United States, the District of Columbia, the Commonwealth of Puerto Rico, any territory or possession of the United States, or to any foreign country or political subdivision thereof;

(b) The deductions contained in Sections 243, 244, 245, and 247 of the Internal Revenue Code;

(c) The provisions of Section 281 of the Internal Revenue Code shall be ignored in computing net income;

(d) Any deduction directly or indirectly allocable to income which is either exempt from taxation or otherwise not taxed under the provisions of this chapter, and nothing in this chapter shall be construed to permit the same item to be deducted more than once;

(e) Exclude expenses related to "safe harbor leases" (Section 168(f)(8) of the Internal Revenue Code); and

(f) Any deduction for amounts paid to any club, organization, or establishment which has been determined by the courts or an agency established by the General Assembly and charged with enforcing the civil rights laws of the Commonwealth, not to afford full and equal membership and full and equal enjoyment of its goods, services, facilities, privileges, advantages, or accommodations to any person because of race, color, religion, national origin, or sex, except nothing shall be construed to deny a deduction for amounts paid to any religious or denominational club, group, or establishment or any organization operated solely for charitable or educational purposes which restricts membership to persons of the same religion or denomination in order to promote the religious principles for which it is established and maintained;

(14) (a) "Taxable net income," in the case of corporations having property or payroll only in this state, means "net income" as defined in subsection (13) of this section;

(b) "Taxable net income," in the case of corporations having property or payroll both within and without this state means "net income" as defined in subsection (13) of this section and as allocated and apportioned under KRS 141.120;

(c) "Property" means either real property or tangible personal property which is either owned or leased. "Payroll" means compensation paid to one (1) or more individuals, as described in KRS 141.120(8)(b). Property and payroll are deemed to be entirely within this state if all other states are prohibited by Public Law 86-272, as it existed on December 31, 1975, from enforcing income tax jurisdiction;

(d) "Taxable net income" in the case of homeowners' associations as defined in Section 528(c) of the Internal Revenue Code, means "taxable income" as defined in Section 528(d) of the Internal Revenue Code. Notwithstanding the provisions of subsection (3) of this section, the Internal Revenue Code sections referred to in this paragraph shall be those code sections in effect for the applicable tax year; and

(e) "Taxable net income" in the case of a corporation that meets the requirements established under Section 856 of the Internal Revenue Code to be a real estate investment trust, means "real estate investment trust taxable income" as defined in Section 857(b)(2) of the Internal Revenue Code;

(15) "Person" means "person" as defined in Section 7701(a)(1) of the Internal Revenue Code;

(16) "Taxable year" means the calendar year or fiscal year ending during such calendar year, upon the basis of which net income is computed, and in the case of a return made for a fractional part of a year under the provisions of this chapter or under regulations prescribed by the secretary, "taxable year" means the period for which such return is made;

(17) "Resident" means an individual domiciled within this state or an individual who is not domiciled in this state, but maintains a place of abode in this state and spends in the aggregate more than one hundred eighty-three (183) days of the taxable year in this state;

(18) "Nonresident" means any individual not a resident of this state;

(19) "Employer" means "employer" as defined in Section 3401(d) of the Internal Revenue Code;

(20) "Employee" means "employee" as defined in Section 3401(c) of the Internal Revenue Code;

(21) "Number of withholding exemptions claimed" means the number of withholding exemptions claimed in a withholding exemption certificate in effect under KRS 141.325, except that if no such certificate is in effect, the number of withholding exemptions claimed shall be considered to be zero;

(22) "Wages" means "wages" as defined in Section 3401(a) of the Internal Revenue Code and includes other income subject to withholding as provided in Section 3401(f) and Section 3402(k), (o), (p), (q), and (s) of the Internal Revenue Code;

(23) "Payroll period" means "payroll period" as defined in Section 3401(b) of the Internal Revenue Code;

(24) "Corporations" means "corporations" as defined in Section 7701(a)(3) of the Internal Revenue Code;

(25) "S corporations" means "S corporations" as defined in Section 1361(a) of the Internal Revenue Code. Stockholders of a corporation qualifying as an "S corporation" under this chapter may elect to treat such qualification as an initial qualification under Subchapter S of the Internal Revenue Code Sections.

Section 2. KRS 143A.030 is amended to read as follows:

The taxes imposed in KRS 143A.020 do not apply to fluorspar, lead, zinc[~~, tar sands~~] and barite severed for any purposes or to rock, limestone or gravel used for privately maintained but publicly dedicated roads or limestone when sold or used by the taxpayer for agricultural purposes so as to qualify for exemption from sales and use taxes as provided in KRS 139.480.

SECTION 3. A NEW SECTION OF KRS CHAPTER 42 IS CREATED TO READ AS FOLLOWS:

Moneys from tar sands distributed to counties under KRS 42.470(2) shall be used for economic development purposes as approved by the Department for Local Government.

Section 4. The amendment contained in Section 1 of this Act applies to taxable years beginning after December 31, 2001. Section 2 takes effect August 1, 2002.

Representative C. Belcher moved that the House concur in the Senate Committee Substitute to **HB 457**. Agreed

Representative C. Belcher moved that **HB 457**, by way of Senate Committee Substitute, be passed.

On the roll call the vote was: **Yeas 93, Nays 0**. (See April 15, 2002, Message received on roll call on **HB 457** - Appendix)

HB 457, by way of Senate Committee Substitute, was passed and the title agreed to.

Representative C. Belcher moved that the vote by which **HB 457**, by way of Senate Committee Substitute, was passed be reconsidered and said motion be placed on the table. Agreed.

Recess

Representative Stumbo moved that the House recess until 2:00 p.m. Agreed.

At the appointed hour, the Speaker resumed the Chair and called the House to order.

A Free Conference Committee Report was filed on **SB 262**.

A Conference Committee Report was filed on **SB 193**.

Report On Enrolled Bills

The Committee on Enrollment reported that **HB 457** and **HB 614** have been examined and found correctly enrolled. Said Bills were read at length, compared and signed in open session by the Speaker, and ordered delivered to the Senate. (Time -2:53 p.m.)

Representative Stumbo moved that the House Rule prohibiting consideration of a Free Conference Committee Report on the same legislative day it is distributed be waived.

Orders of the Day (Continued)

SB 262 taken from Orders of the Day. Representative Stumbo moved that it be placed upon its passage for consideration of the Free Conference Committee Report. Agreed.

Representative Vincent moved the adoption of the following Free Conference Committee Report on **SB 262**. Agreed.

The Free Conference Committee on **SB 262** has met as provided in the Rules of the House and Senate and hereby reports the following to be adopted: Adopt the provisions of the House Committee Substitute to **SB 262** with the following changes:

On page 2, after line 8 insert the following:

"Section 2. KRS 395.605 is amended to read as follows:

(1) Upon the sworn application of any fiduciary, that the fiduciary is the sole beneficiary of any estate, the court may dispense with the requirements of this chapter regarding settlement of fiduciaries' accounts and may dispense with the requirements of a surety for the fiduciary and shall accept from the fiduciary an informal settlement. The informal settlement shall be made, under oath, by the fiduciary and shall state that the estate was solvent; that all legal claims and debts have been paid, or if not paid, the manner in which the claims and debts have been provided for; that the requirements of the inheritance, estate or similar death statutes have been met and the tax paid, if due and payable; that all court costs have been paid; the name of the attorney(s), if any, representing the fiduciary, and the amount of the attorney's fee, and that the beneficiary has received his share. An informal settlement may be filed at any time after expiration of six (6) months from the fiduciary's appointment. Upon the filing of the informal settlement, the court may enter an order discharging the fiduciary, and his surety, if any. When a settlement is effected in the informal manner, no notice to any person shall be required nor shall the court be compelled to inquire into detailed items of income or disbursements.

(2) If a proposed settlement of a fiduciary is accompanied by a verified waiver executed by all of the beneficiaries of an estate, and none of the beneficiaries is under a disability, the court shall accept from the fiduciary an informal settlement which meets the requirements of subsection (1) of this section. Said beneficiaries may request an accounting of the assets of the estate prior to execution of the waiver. No verified waiver need be obtained from a nonresiduary legatee who has received and receipted for his legacy, the canceled check or signed receipt attached to the proposed settlement being sufficient evidence of satisfaction. The court may require the fiduciary to execute bond with or without surety to insure the application of the estate assets to the debts of the decedent.

(3) In the event that one (1) or more of the beneficiaries of the estate is under a disability, the court may allow the filing of an informal settlement if the court is of the opinion that the best interests of the person under the disability would be served.".

Signed: April 15, 2002 - Representatives Vincent, Lindsay, Geveden, and Wilkey; Senators Stivers, Westwood, Tori, and Jones. The above-named members, in separate votes by house, all concur in the provisions of this report.

Representative Vincent moved that **SB 262**, as amended by the Free Conference Committee Report, be passed.

On the roll call the vote was: **Yeas 86, Nays 0**. (See April 15, 2002, roll call on **SB 262** - Appendix.)

SB 262, as amended by the Free Conference Committee Report, was passed and the title agreed to.

Representative Vincent moved that the vote by which **SB 262**, as amended by the Free Conference Committee Report, was passed be reconsidered and said motion be placed on the table. Agreed.

Representative Stumbo moved that the House request the Senate to return **HB 391, HB 821,** and **HB 846**. Agreed.

HB 270, with Senate Floor Amendments attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage for concurrence or non concurrence in Senate Amendments. Agreed.

The Senate Floor Amendment No. 6 to **HB 270** is as follows:

HB 270, After the enacting clause, by deleting all the text and replacing it with the following:

"Section 1. KRS 100.324 is amended to read as follows:

(1) All other provisions of this chapter to the contrary notwithstanding, public utilities operating under the jurisdiction of the Public Service Commission, except as specified in KRS 100.987 ~~[and subsection (5) of this section]~~, or the Department of Vehicle Regulation or Federal Power Commission, any municipally-owned electric system, and common carriers by rail shall not be required to receive the approval of the planning unit for the location or relocation of any of their service facilities. Service facilities include all facilities of such utilities and common carriers by rail other than office space, garage space, and warehouse space and include office space, garage space, and warehouse space when such space is incidental to a service facility. The Public Service Commission and the Department of Vehicle Regulation shall give notice to the planning commission of any planning unit of any hearing which affects locations or relocations of service facilities within that planning unit's jurisdiction.

(2) The nonservice facilities excluded in subsection (1) of this section must be in accordance with the zoning regulations.

(3) Upon the request of the planning commission, the public utilities referred to in this section shall provide the planning commission of the planning unit affected with information concerning service facilities which have been located on and relocated on private property.

(4) Any proposal for acquisition or disposition of land for public facilities, or changes in the character, location, or extent of structures or land for public facilities, excluding state and federal highways and public utilities and common carriers by rail mentioned in this section, shall be referred to the commission to be reviewed in light of its agreement with the comprehensive plan, and the commission shall, within sixty (60) days from the date of its receipt, review the project and advise the referring body whether the project is in accordance with the comprehensive plan. If it disapproves of the project, it shall state the reasons for disapproval in writing and make suggestions for changes which will, in its opinion, better accomplish the objectives of the comprehensive plan. No permit required for construction or occupancy of such public facilities shall be issued until the expiration of the sixty (60) day period or until the planning commission issues its report, whichever occurs first.

~~[(5) Every utility which proposes to construct an antenna tower for cellular telecommunications services or personal communications services within a county containing a city of the first class shall submit the proposal to the planning commission of the affected planning unit. The planning commission shall review the proposal in light of its agreement with the comprehensive plan and locally adopted zoning regulations and shall, within sixty (60) days from the date the proposal is submitted, make its final decision and advise the utility in writing whether the proposed construction is in accordance with the comprehensive plan and locally adopted zoning regulations. If the planning commission fails to issue~~

~~a final decision within sixty (60) days, it is presumed to have approved the proposal, and may not later appeal a decision of the Public Service Commission under KRS 278.650(3). If the planning commission disapproves of the proposed construction, it shall state the reasons for disapproval in its written decision and may make suggestions which, in its opinion, better accomplish the objectives of the comprehensive plan and the locally adopted zoning regulations. No permit for construction of a cellular or personal communications services antenna tower, including any certificate of convenience and necessity required to be issued by the Kentucky Public Service Commission, shall be issued until the expiration of the sixty (60) day period or until the planning commission issues its final decision on the utility proposal, whichever occurs first.~~]

Section 2. KRS 100.985 is amended to read as follows:

In addition to the definitions set forth in KRS 100.111, the following definitions shall apply to KRS 100.985 to 100.987:

(1) "Cellular antenna tower" means a tower constructed for, or an existing facility that has been adapted for, the location of transmission or related equipment to be used in the provision of cellular telecommunications services or personal communications services;

(2) "Cellular telecommunications service" means a retail telecommunications service that uses radio signals transmitted through cell sites and mobile switching stations;

(3) "Co-location" means locating two (2) or more transmission antennas or related equipment on the same cellular antenna tower;

(4) "Personal communication service" has the meaning as defined in 47 U.S.C. sec. 332(c);

(5) "Uniform application" means an application[~~ for a certificate of convenience and necessity issued under KRS 278.020 submitted by a utility to the Public Service Commission~~] to construct ***a***[~~an antenna tower for~~] cellular ***antenna tower submitted to a planning commission in conformity with Sections 3 and 5 of this Act***[~~telecommunications services or personal communications service in a jurisdiction, that has adopted planning and zoning regulations in accordance with this chapter, except for any county that contains a city of the first class~~]; [~~and~~]

(6) "Utility" has the meaning as defined in KRS 278.010(3)***; and***

(7) "Antennas or related equipment" means transmitting, receiving, or other equipment used to support cellular telecommunications service or personal communications service. This definition does not include towers.

Section 3. KRS 100.987 is amended to read as follows:

(1) A planning unit as defined in KRS 100.111 and legislative body or fiscal court that has adopted planning and zoning regulations[~~, except for a county that contains a city of the first class as provided under KRS 278.650,~~] may plan for and regulate the siting of cellular antenna towers in accordance with locally adopted planning or zoning regulations in this chapter[~~ by officially registering with the Public Service Commission. The registration shall be in the form of an official resolution adopted by the local planning commission. Nothing in this section shall require a planning unit and legislative body or fiscal court to plan for and regulate the siting of cellular antenna towers~~].

(2) Every utility or a company that is engaged in the business of providing the required infrastructure to a utility that proposes to construct an antenna tower for cellular telecommunications services or personal communications services within the jurisdiction of a planning unit that has adopted planning and zoning regulations in accordance with this chapter[~~, except for a county that contains a city of the first class as provided under KRS 278.650, and that has officially registered with the Public Service Commission~~] shall:

(a) Submit a copy of the ***applicant's***[~~utility's~~] completed uniform application to the planning commission of the affected planning unit to construct an antenna tower for cellular or personal telecommunications services[~~ within five (5) days of applying to the Public Service Commission for a certificate of necessity and convenience as required by KRS 278.020(1)~~]. The uniform application shall include a grid map that shows the location of all existing cellular antenna towers and that indicates the general position of proposed construction sites for new cellular antenna towers within an area that includes:

1. All of the planning unit's jurisdiction; and

2. A one-half (1/2) mile area outside of the boundaries of the planning unit's jurisdiction, if that area contains either existing or proposed construction sites for cellular antenna towers;

(b) Include in any contract with an owner of property upon which a cellular antenna tower is to be constructed, a provision that specifies, in the case of abandonment, a method that the utility will follow in dismantling and removing a cellular antenna tower including a timetable for removal; and

(c) Comply with any local ordinances concerning land use, subject to the limitations imposed by 47 U.S.C. sec. 332(c), KRS 278.030, 278.040, and 278.280.

(3) [~~Commencing from the time that a utility files a uniform application with the Public Service Commission,~~]All information contained in the[~~ uniform~~] application and any updates, except for ***any map or other*** information that specifically identifies the proposed location of the cellular antenna tower then being reviewed[~~ by the applying utility~~], shall be deemed confidential and proprietary within the meaning of KRS 61.878. The[~~ Public Service Commission and the~~] local planning commission shall deny any public request for the inspection of this information, whether submitted under

Kentucky's Open Records Act or otherwise, except when ordered to release the information by a court of competent jurisdiction. Any person violating this subsection shall be guilty of official misconduct in the second degree as provided under KRS 522.030.

(4) After ***an applicant's submission of***[~~receiving~~] the uniform application to construct a cellular antenna tower, the planning commission shall:

(a) Review the uniform application in light of its agreement with the comprehensive plan and locally adopted zoning regulations;

(b) Make its final decision to approve or disapprove the uniform application; and

(c) Advise the ***applicant***[~~utility and the Public Service Commission~~] in writing of its final decision within sixty (60) days commencing from the date that the uniform application is ***submitted to***[~~received by~~] the planning commission or within a date certain specified in a written agreement between the local planning commission and the ***applicant***[~~utility~~]. If the planning commission fails to issue a final decision within sixty (60) days and if there is no written agreement between the local planning commission and the ***applicant***[~~utility~~] to a specific date for the planning commission to issue a decision,[~~ it is presumed that the local planning commission has approved~~] the[~~ utility's~~] uniform application ***shall be deemed approved***.

(5)[~~ (a)~~] If the planning commission disapproves of the proposed construction, it shall state the reasons for disapproval in its written decision and may make suggestions which, in its opinion, better accomplish the objectives of the comprehensive plan and the locally adopted zoning regulations. No permit for construction of a cellular or personal communications services antenna tower[~~, including any certificate of convenience and necessity required to be issued by the Kentucky Public Service Commission,~~] shall be issued until the planning commission approves the uniform application or the sixty (60) day time period has expired, whichever occurs first.[~~ If a planning commission rejects the uniform application to construct an antenna tower, the Public Service Commission may override the decision of the planning commission and issue a certificate of convenience and necessity for construction of the cellular or personal communications services antenna tower, if it determines that there is no acceptable alternate site and that the public convenience and necessity requires the proposed construction.~~

~~(b) Any party, other than the applying utility, that is aggrieved by the final action of a planning commission under this section, may intervene in the action to the Public Service Commission, but this appeal shall not automatically postpone action by the Public Service Commission.~~]

(6) The planning commission may require the ***applicant***[~~utility~~] to make a reasonable attempt to co-locate additional transmitting or related equipment[~~ on any new or existing towers, if there is available space on the tower and the co-location does not interfere with the structural integrity of the tower and does not require the owner of the tower to make substantial alterations to the tower~~]. A planning commission may provide the location of existing cellular antenna towers on which the commission deems the ***applicant***[~~applying utility~~] can successfully co-locate its transmitting and related equipment. If the local planning commission requires the ***applicant***[~~utility~~] to attempt co-location, the ***applicant***[~~utility~~] shall provide the local planning unit with a statement indicating that the ***applicant***[~~utility~~] has:

(a) Successfully attempted to co-locate on towers designed to host multiple wireless service providers' facilities or existing structures such as a telecommunications tower or another suitable structure capable of supporting the ***applicant's***[~~utility's~~] facilities, and that identifies the location of the tower ***or suitable structure on*** which the ***applicant***[~~applying utility~~] will co-locate its transmission and related facilities[~~ on~~]; or

(b) Unsuccessfully attempted to co-locate on towers designed to host multiple wireless service provider's facilities or existing structures such as a telecommunications tower or another suitable structure capable of supporting the ***applicant's***[~~utility's~~] facilities and that:

1. Identifies the location of the towers ***or other structures on*** which the ***applicant***[~~applying utility~~] attempted to co-locate[~~ on~~]; and
2. Lists the reasons why the co-location was unsuccessful in each instance.

(7) The local planning commission may deny a uniform application to construct a cellular antenna tower based on ***an applicant's***[~~a utility's~~] unwillingness to attempt to co-locate additional transmitting or related equipment on any new or existing towers ***or other structures***.

(8) In the event of co-location, a utility shall be considered the primary user of the tower, if the utility is the owner of the antenna tower and if no other agreement exists that prescribes an alternate arrangement between the parties for use of the tower. Any other entity that co-locates transmission or related facilities on a cellular antenna tower shall do so in a manner that does not impose additional costs or operating restrictions on the primary user.

(9) Upon the approval of an application for the construction of a cellular antenna tower by a planning commission, the applicant shall notify the Public Service Commission within ten (10) working days of the approval. The notice to the Public Service Commission shall include a map showing the location of the construction site. If an applicant fails to file notice of an approved uniform application with the Public Service Commission, the applicant shall be prohibited from beginning construction on the cellular antenna tower until such notice has been made.

(10) A party aggrieved by a final action of a planning commission under the provisions of KRS 100.985 to 100.987 may

bring an action for review in any court of competent jurisdiction.

SECTION 4. A NEW SECTION OF KRS 100.985 TO 100.987 IS CREATED TO READ AS FOLLOWS:

In regulating the placement of cellular antenna towers, a planning commission shall not:

(1) Regulate the placement of a cellular antenna tower on the basis of the environmental effects of radio frequency emissions to the extent that these facilities comply with the regulations of the Federal Communications Commission concerning radio frequency emissions;

(2) Institute a moratorium upon the siting of cellular antenna towers;

(3) Charge an application fee that exceeds an amount that is reasonably related to expenses associated with processing an application to construct a cellular antenna tower, and to issue any necessary permits including any required building permit, up to a maximum of $2500. Application fee amounts shall not be raised after June 15, 2002;

(4) Regulate the placement of antennas or related equipment on an existing structure; or

(5) Require the submission of application materials in addition to those required by Sections 3 and 5 of this Act, unless agreed by both parties.

SECTION 5. A NEW SECTION OF KRS CHAPTER 100.985 TO 100.987 IS CREATED TO READ AS FOLLOWS:

In addition to the requirements of Section 3 of this Act, a uniform application shall include:

(1) The full name and address of the applicant;

(2) The applicant's articles of incorporation, if applicable;

(3) A geotechnical investigation report, signed and sealed by a professional engineer registered in Kentucky, that includes boring logs and foundation design recommendations;

(4) A written report, prepared by a professional engineer or land surveyor, of findings as to the proximity of the proposed site to flood hazard areas;

(5) Clear directions from the county seat to the proposed site, including highway numbers and street names, if applicable, with the telephone number of the person who prepared the directions;

(6) The lease or sale agreement for the property on which the tower is proposed to be located, except that, if the agreement has been filed in abbreviated form with the county clerk, an applicant may file a copy of the agreement as recorded by the county clerk and, if applicable, the portion of the agreement demonstrating compliance with KRS 100.987(2);

(7) The identity and qualifications of each person directly responsible for the design and construction of the proposed tower;

(8) A site development plan or survey, signed and sealed by a professional engineer registered in Kentucky, that shows the proposed location of the tower and all easements and existing structures within five hundred (500) feet of the proposed site on the property on which the tower will be located, and all easements and existing structures within two hundred (200) feet of the access drive, including the intersection with the public street system;

(9) A vertical profile sketch of the tower, signed and sealed by a professional engineer registered in Kentucky, indicating the height of the tower and the placement of all antennas;

(10) The tower and foundation design plans and a description of the standard according to which the tower was designed, signed, and sealed by a professional engineer registered in Kentucky;

(11) A map, drawn to a scale no less than one (1) inch equals two hundred (200) feet, that identifies every structure and every owner of real estate within five hundred (500) feet of the proposed tower;

(12) A statement that every person who, according to the records of the property valuation administrator, owns property within five hundred (500) feet of the proposed tower or property contiguous to the site upon which the tower is proposed to be constructed, has been:

  (a) Notified by certified mail, return receipt requested, of the proposed construction which notice shall include a map of the location of the proposed construction;

  (b) Given the telephone number and address of the local planning commission; and

  (c) Informed of his or her right to participate in the planning commission's proceedings on the application;

(13) A list of the property owners who received the notice, together with copies of the certified letters sent to the listed property owners;

(14) A statement that the chief executive officer of the affected local governments and their legislative bodies have been notified, in writing, of the proposed construction;

(15) A copy of the notice sent to the chief executive officer of the affected local governments and their legislative bodies;

(16) A statement that:

  (a) A written notice, of durable material at least two (2) feet by four (4) feet in size, stating that "[Name of applicant] proposes to construct a telecommunications tower on this site" and including the addresses and telephone numbers of the applicant and the planning commission, has been posted and shall remain in a visible

location on the proposed site until final disposition of the application; and

(b) A written notice, at least two (2) feet by four (4) feet in size, stating that "[Name of applicant] proposes to construct a telecommunications tower near this site" and including the addresses and telephone numbers of the applicant and the planning commission, has been posted on the public road nearest the site;

(17) A statement that notice of the location of the proposed construction has been published in a newspaper of general circulation in the county in which the construction is proposed;

(18) A brief description of the character of the general area in which the tower is proposed to be constructed, which includes the existing land use for the specific property involved;

(19) A statement that the applicant has considered the likely effects of the installation on nearby land uses and values and has concluded that there is no more suitable location reasonably available from which adequate service to the area can be provided, and that there is no reasonably available opportunity to locate its antennas and related facilities on an existing structure, including documentation of attempts to locate its antennas and related facilities on an existing structure, if any, with supporting radio frequency analysis, where applicable, and a statement indicating that the applicant attempted to locate its antennas and related facilities on a tower designed to host multiple wireless service providers' facilities or on an existing structure, such as a telecommunications tower or other suitable structure capable of supporting the applicant's antennas and related facilities; and

(20) A map of the area in which the tower is proposed to be located, that is drawn to scale, and that clearly depicts the necessary search area within which an antenna tower should, pursuant to radio frequency requirements, be located.

Section 6. KRS 278.650 is amended to read as follows:

[~~(1) If a utility proposes construction of an antenna tower for cellular telecommunications services or personal communications services which is to be located within a county containing a city of the first class, then the utility shall submit the proposal to the planning commission of the affected planning unit prior to making application to the commission for a certificate of public convenience and necessity as required by KRS 278.020(1). The commission shall not grant a certificate of convenience and necessity in this situation until a final action on the proposal has been taken by the planning commission of the affected planning unit, or until the sixty (60) day time period set forth in KRS 100.324(5) has expired, whichever comes first.~~

~~(2) If a planning commission rejects a proposal to construct an antenna tower, the commission may override the decision of the planning commission and issue a certificate of convenience and necessity for construction of the cellular or personal communications services antenna tower, if it determines that there is no acceptable alternate site, and that the public convenience and necessity requires the proposed construction.~~

~~(3) Any party aggrieved by the final action of the Public Service Commission under subsections (1) and (2) of this section shall appeal from the action to the Franklin Circuit Court. The appeal shall be filed within thirty (30) days after the final action by the Public Service Commission. All final actions of the Public Service Commission which have not been appealed within thirty (30) days shall not be subject to judicial review.~~

~~(4)~~] If *an applicant*[~~a utility~~] proposes construction of an antenna tower for cellular telecommunications services or personal communications services which is to be located *in an*[~~outside the~~] area *outside the jurisdiction of a planning commission, the applicant shall apply to the Public Service Commission for a certificate of public convenience and necessity pursuant to KRS 278.020(1), Section 7 of this Act, and this section. The commission shall convene a local public hearing on the application upon the receipt of a request from the local governing body or from not less than three (3) interested persons that reside in a county or municipal corporation in which the tower is proposed to be constructed. In reviewing the application,*[~~ of a county containing a city of the first class, then~~] the commission may[~~ also~~] take into account[~~ in its deliberations~~] the character of the general area concerned, and the likely effects of the installation on nearby land uses and values. *A local government may charge a fee for a building permit, in connection with the construction or alteration of any structure for cellular telecommunications services or personal communication services, if the fee does not exceed that charged for any other commercial structure of comparable cost of construction.*

Section 7. KRS 278.665 is amended to read as follows:

(1) The commission shall, by administrative regulation promulgated in accordance with KRS Chapter 13A, establish the minimum content of *an*[~~a uniform~~] application[~~, provided under KRS 100.985(5),~~] for a certificate of convenience and necessity to construct cellular antenna towers *for areas outside the jurisdiction of a planning commission*[~~, and the procedures to carry out the commission's responsibilities under KRS 100.987~~].

(2) The commission, in establishing the public notice requirements of *an*[~~a uniform~~] application as provided for in subsection (1) of this section, shall distinguish between areas of low and high population densities. At a minimum, when the site of the proposed cellular antenna tower is outside of an incorporated city[~~ or within a rural service area in an urban county~~], the commission shall require that every person who owns property contiguous to the property where the proposed cellular antenna tower will be located receives notice by certified mail, return receipt requested, of the proposed construction, given the commission docket number under which the application will be processed, and informed of the opportunity to intervene in the *commission proceedings on the* application.[~~ The provisions of this subsection shall not apply to~~

~~unincorporated areas within a county containing a city of the first class.]~~

Section 8. The following KRS section is repealed:

278.660 Confidentiality of uniform application and updates -- Penalty for violation.

Section 9. Whereas there is rapid growth in the cellular communication industry and there is a serious need for increased local participation in this area, an emergency is declared to exist and this Act shall take effect upon its passage and approval by the Governor or upon its otherwise becoming a law."

Representative Riggs moved that the House concur in Senate Floor Amendment No. 6 to **HB 270**. Agreed.

Representative Riggs moved that **HB 270**, as amended by the Senate, be passed.

On the roll call the vote was: **Yeas 69, Nays 24**. (See April 15, 2002, roll call on **HB 270** - Appendix)

HB 270, as amended by the Senate, was passed.

The Senate Floor Amendment No. 4 Title to **HB 270** is as follows:

HB 270, By changing the title to read "AN ACT relating to cellular communications and declaring an emergency."

Representative Riggs moved that the House concur in Senate Floor Amendment No. 4 Title to **HB 270**. Agreed.

Representative Riggs moved that the vote by which **HB 270**, as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

Representative Stumbo moved that **HCR 285** and **HCR 286** be taken from the Committee on Education and placed in the Orders of the Day. Agreed.

Orders of the Day (Continued)

HCR 285 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

HCR 285, A CONCURRENT RESOLUTION confirming the appointment of Stephen B. Catron to the Governor's Postsecondary Education Nominating Committee.

WHEREAS, pursuant to KRS 164.005, the Governor has appointed Stephen B. Catron as a member of the Governor's Postsecondary Education Nominating Committee representing the Second Supreme Court District; and

WHEREAS, appointments to the Governor's Postsecondary Education Nominating Committee are subject to confirmation by the Senate and the House of Representatives; and

WHEREAS, by letter of March 27, 2002, the Governor has delivered Stephen B. Catron's name for confirmation as a member of the board, as required by KRS 11.160; and

WHEREAS, the House of Representatives and the Senate find that Stephen B. Catron meets the requirements established in KRS 164.005 for membership on the Governor's Postsecondary Education Nominating Committee;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky, the Senate concurring therein:

Section 1. The House of Representatives and the Senate hereby confirm the appointment of Stephen B. Catron to the Governor's Postsecondary Education Nominating Committee for a term ending April 14, 2008.

Section 2. The Clerk of the House of Representatives, pursuant to KRS 11.160(2), shall notify Governor Paul E. Patton, Room 100, State Capitol, Frankfort, Kentucky, 40601 and Stephen B. Catron, 146 Ridgewood Drive, Bowling Green, Kentucky 42103, in writing, of the General Assembly's action.

Representative Rasche moved that **HCR 285** be adopted.

On the roll call the vote was: **Yeas 90, Nays 0**. (See April 15, 2002, roll call on **HCR 285** - Appendix.)

HCR 285 was adopted.

Representative Rasche moved that the vote by which **HCR 285** was adopted be reconsidered and said motion be placed on the table. Agreed.

A Conference Committee Report was filed on **SB 193**.

Representative Stumbo moved the adoption of the following Conference Committee Report on **SB 193**.

The Conference Committee on **SB 193** has met as provided in the Rules of the House and Senate and hereby reports the following to be adopted: Cannot Agree.

Signed: April 15, 2002 - Representatives J. Lee, Wilkey, and Vincent; Senators Stivers, Turner, Sanders, and Kelly. The above-named members, in separate votes by house, all concur in the provisions of this report.

The Conference Committee Report on **SB 193** was adopted by voice vote.

The Speaker announced the appointment of the previous appointed members of the Conference Committee to be on the Free Conference Committee on **SB 193**.

A Free Conference Committee Report was filed on **SB 193**.

HCR 286 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

HCR 286, A CONCURRENT RESOLUTION confirming the appointment of LaVerne M. Waldrop to the Governor's Postsecondary Education Nominating Committee.

WHEREAS, pursuant to KRS 164.005, the Governor has appointed LaVerne M. Waldrop as a member of the Governor's Postsecondary Education Nominating Committee representing the First Supreme Court District; and

WHEREAS, appointments to the Governor's Postsecondary Education Nominating Committee are subject to confirmation by the Senate and the House of Representatives; and

WHEREAS, by letter of March 27, 2002, the Governor has delivered LaVerne M. Waldrop's name for confirmation as a member of the board, as required by KRS 11.160; and

WHEREAS, the House of Representatives and the Senate find that LaVerne M. Waldrop meets the requirements established in KRS 164.005 for membership on the Governor's Postsecondary Education Nominating Committee;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky, the Senate concurring therein:

Section 1. The House of Representatives and the Senate hereby confirm the appointment of LaVerne M. Waldrop to the Governor's Postsecondary Education Nominating Committee for a term ending April 14, 2008.

Section 2. The Clerk of the House of Representatives, pursuant to KRS 11.160(2), shall notify Governor Paul E. Patton, Room 100, State Capitol, Frankfort, Kentucky, 40601 and LaVerne M. Waldrop, 1101 Beaumont Centre Lane, Apartment 4104, Lexington, Kentucky, 40513, in writing, of the General Assembly's action.

Representative Rasche moved that **HCR 286** be adopted.

On the roll call the vote was: **Yeas 95, Nays 0**. (See April 15, 2002, roll call on **HCR 286** - Appendix.)

HCR 286 was adopted.

Representative Rasche moved that the vote by which **HCR 286** was adopted be reconsidered and said motion be placed on the table. Agreed.

Motions, Petitions, and Communications (Continued)

Representative Stumbo moved that the House Rule prohibiting consideration of a Free Conference Committee Report on the same legislative day it is distributed be waived. Agreed.

Orders of the Day (Continued)

SB 193 taken from Orders of the Day. Representative Stumbo moved that it be placed upon its passage for consideration of the Free conference Committee Report. Agreed.

Representative Wilkey moved the adoption of the following Free Conference Committee Report on **SB 193**. Agreed.

The Free Conference Committee on **SB 193** has met as provided in the Rules of the House and Senate and hereby reports the following to be adopted: Adopt the provisions of the House Committee Substitute to **SB 193** as amended by House Floor Amendments No. 3 and No. 5 with the following changes:

On page 25, after line 23, insert the following:

"SECTION 13. A NEW SECTION OF KRS CHAPTER 183 IS CREATED TO READ AS FOLLOWS:

(1) All statutes to the contrary notwithstanding, any property owner who resides in a county with a population of thirty-five thousand (35,000) or greater, and who owns at least one thousand (1,000) contiguous acres, may construct a landing strip for their personal use that is capable of handling two (2) private aircraft. The landing strip shall not be used for public or commercial purposes.

(2) The landing strip authorized under this section shall meet all regulations or standards promulgated by the Federal Aviation Administration concerning areas regulated for the safe maneuvering approach and landing of aircraft.

(3) All local governments shall be prohibited from regulating landing strips authorized under this section and shall be prohibited from enacting planning and zoning ordinances contrary to the provisions of this section.

(4) For the purposes of this section, roadways or railroad rights-of-way shall not be considered a separation of contiguous acres.

(5) The property owner may be required to pay a fee of one hundred dollars ($100) per year to the county in which the airport is located.

Section 14. KRS 139.470 is amended to read as follows:

There are excluded from the computation of the amount of taxes imposed by this chapter:

(1) Gross receipts from the sale of, and the storage, use, or other consumption in this state of, tangible personal property the gross receipts from the sale of which, or the storage, use, or other consumption of which, this state is prohibited from taxing under the Constitution or laws of the United States, or under the Constitution of this state;

(2) Gross receipts from sales of, and the storage, use, or other consumption in this state of:

(a) Nonreturnable and returnable containers when sold without the contents to persons who place the contents in the container and sell the contents together with the container; and

(b) Returnable containers when sold with the contents in connection with a retail sale of the contents or when resold for refilling;

As used in this section the term "returnable containers" means containers of a kind customarily returned by the buyer of the contents for reuse. All other containers are "nonreturnable containers";

(3) Gross receipts from the sale of, and the storage, use, or other consumption in this state of, tangible personal property used for the performance of a lump-sum, fixed-fee contract of public works executed prior to February 5, 1960;

(4) Gross receipts from occasional sales of tangible personal property and the storage, use, or other consumption in this state of tangible personal property, the transfer of which to the purchaser is an occasional sale;

(5) Gross receipts from sales of tangible personal property to a common carrier, shipped by the seller via the purchasing carrier under a bill of lading, whether the freight is paid in advance or the shipment is made freight charges collect, to a point outside this state and the property is actually transported to the out-of-state destination for use by the carrier in the conduct of its business as a common carrier;

(6) Gross receipts from sales of tangible personal property sold through coin-operated bulk vending machines, if the sale amounts to fifty cents ($0.50) or less, if the retailer is primarily engaged in making the sales and maintains records satisfactory to the cabinet. As used in this subsection, "bulk vending machine" means a vending machine containing unsorted merchandise which, upon insertion of a coin, dispenses the same in approximately equal portions, at random and without selection by the customer;

(7) Gross receipts from sales to any cabinet, department, bureau, commission, board, or other statutory or constitutional agency of the state and gross receipts from sales to counties, cities, or special districts as defined in KRS 65.005. This exemption shall apply only to purchases of property or services for use solely in the government function. A purchaser not qualifying as a governmental agency or unit shall not be entitled to the exemption even though the purchaser may be the recipient of public funds or grants;

(8) (a) Gross receipts from the sale of sewer services, water, and fuel to Kentucky residents for use in heating, water heating, cooking, lighting, and other residential uses. As used in this subsection, "fuel" shall include, but not be limited to, natural gas, electricity, fuel oil, bottled gas, coal, coke, and wood. Determinations of eligibility for the

exemption shall be made by the Revenue Cabinet;

(b) In making the determinations of eligibility, the cabinet shall exempt from taxation all gross receipts derived from sales:

1. Classified as "residential" by a utility company as defined by applicable tariffs filed with and accepted by the Public Service Commission;

2. Classified as "residential" by a municipally-owned electric distributor which purchases its power at wholesale from the Tennessee Valley Authority;

3. Classified as "residential" by the governing body of a municipally-owned electric distributor which does not purchase its power from the Tennessee Valley Authority, if the "residential" classification is reasonably consistent with the definitions of "residential" contained in tariff filings accepted and approved by the Public Service Commission with respect to utilities which are subject to Public Service Commission regulation.

If the service is classified as residential, use other than for "residential" purposes by the customer shall not negate the exemption;

(c) The exemption shall not apply if charges for sewer service, water, and fuel are billed to an owner or operator of a multi-unit residential rental facility or mobile home and recreational vehicle park other than residential classification; and

(d) The exemption shall apply also to residential property which may be held by legal or equitable title, by the entireties, jointly, in common, as a condominium, or indirectly by the stock ownership or membership representing the owner's or member's proprietary interest in a corporation owning a fee or a leasehold initially in excess of ninety-eight (98) years;

(9) Any rate increase for school taxes and any other charges or surcharges added to the total amount of a residential telephone bill;

(10) Gross receipts from sales to an out-of-state agency, organization, or institution exempt from sales and use tax in its state of residence when that agency, organization, or institution gives proof of its tax-exempt status to the seller and the seller maintains a file of the proof;

(11) Gross receipts derived from the sale of, and the storage, use, or other consumption in this state of, tangible personal property to be used in the manufacturing or industrial processing of tangible personal property at a plant facility and which will be for sale are not subject to the sales or use tax. The property shall be regarded as having been purchased for resale. "Plant facility" shall have the same meaning as defined in KRS 139.170(3). For purposes of this subsection, a manufacturer or industrial processor includes an individual or business entity that performs only part of the manufacturing or industrial processing activity and the person or business entity need not take title to tangible personal property that is incorporated into, or becomes the product of, the activity.

(a) Industrial processing includes refining, extraction of petroleum and natural gas, mining, quarrying, fabricating, and industrial assembling. As defined herein, tangible personal property to be used in the manufacturing or industrial processing of tangible personal property which will be for sale shall mean:

1. Materials which enter into and become an ingredient or component part of the manufactured product.

2. Other tangible personal property which is directly used in manufacturing or industrial processing, if the property has a useful life of less than one (1) year. Specifically these items are categorized as follows:

a. Materials. This refers to the raw materials which become an ingredient or component part of supplies or industrial tools exempt under subdivisions b. and c. below.

b. Supplies. This category includes supplies such as lubricating and compounding oils, grease, machine waste, abrasives, chemicals, solvents, fluxes, anodes, filtering materials, fire brick, catalysts, dyes, refrigerants, explosives, etc. The supplies indicated above need not come in direct contact with a manufactured product to be exempt. "Supplies" does not include repair, replacement, or spare parts of any kind.

c. Industrial tools. This group is limited to hand tools such as jigs, dies, drills, cutters, rolls, reamers, chucks, saws, spray guns, etc., and to tools attached to a machine such as molds, grinding balls, grinding wheels, dies, bits, cutting blades, etc. Normally, for industrial tools to be considered directly used in manufacturing, they shall come into direct contact with the product being manufactured.

3. Materials and supplies that are not reusable in the same manufacturing process at the completion of a single manufacturing cycle, excluding repair, replacement, or spare parts of any kind. A single manufacturing cycle shall be considered to be the period elapsing from the time the raw materials enter into the manufacturing process until the finished product emerges at the end of the manufacturing process.

(b) It shall be noted that in none of the three (3) categories is any exemption provided for repair, replacement, or spare parts. Repair, replacement, or spare parts shall not be considered to be materials, supplies, or industrial tools directly used in manufacturing or industrial processing. "Repair, replacement, or spare parts" shall have the same meaning as set forth in KRS 139.170;

(12) Any water use fee paid or passed through to the Kentucky River Authority by facilities using water from the Kentucky River basin to the Kentucky River Authority in accordance with KRS 151.700 to 151.730 and administrative regulations promulgated by the authority;

(13) Gross receipts from the sale of newspaper inserts or catalogs purchased for storage, use, or other consumption outside this state and delivered by the seller's own vehicle to a location outside this state, or delivered to the United States Postal Service, a common carrier, or a contract carrier for delivery outside this state, regardless of whether the carrier is selected by the buyer or seller or an agent or representative of the buyer or seller, or whether the F.O.B. is seller's shipping point or buyer's destination.

(a) As used in this subsection:

1. "Catalogs" means tangible personal property that is printed to the special order of the purchaser and composed substantially of information regarding goods and services offered for sale; and

2. "Newspaper inserts" means printed materials that are placed in or distributed with a newspaper of general circulation.

(b) The seller shall be responsible for establishing that delivery was made to a non-Kentucky location through shipping documents or other credible evidence as determined by the cabinet;

(14) Gross receipts from the sale of water used in the raising of equine as a business;[and]

(15) Gross receipts from the sale of metal retail fixtures manufactured in this state and purchased for storage, use, or other consumption outside this state and delivered by the seller's own vehicle to a location outside this state, or delivered to the United States Postal Service, a common carrier, or a contract carrier for delivery outside this state, regardless of whether the carrier is selected by the buyer or seller or an agent or representative of the buyer or seller, or whether the F.O.B. is seller's shipping point or buyer's destination.

(a) As used in this subsection, "metal retail fixtures" means check stands and belted and nonbelted checkout counters, whether made in bulk or pursuant to specific customer specifications, that are to be used directly by the purchaser or to be distributed by the purchaser.

(b) The seller shall be responsible for establishing that delivery was made to a non-Kentucky location through shipping documents or other credible evidence as determined by the cabinet; and

(16) Gross receipts from the sale of unenriched or enriched uranium purchased for ultimate storage, use, or other consumption outside this state and delivered to a common carrier in this state for delivery outside this state, regardless of whether the carrier is selected by the buyer or seller, or is an agent or representative of the buyer or seller, or whether the F.O.B. is seller's shipping point or buyer's destination.

Section 15. Section 14 of this Act takes effect August 1, 2002."; and

Amend the title to read as follows: "AN ACT relating to the assessment and expenditure of revenue.".

Signed: April 15, 2002 - Representatives J. Lee and Wilkey; Senators Turner, Sanders, and Kelly.

The above-named members, in separate votes by house, all concur in the provisions of this report.

Representative Wilkey moved that **SB 193**, as amended by the Free Conference Committee Report, be passed.

On the roll call the vote was: **Yeas 54, Nays 42**. (See April 15, 2002, roll call on **SB 193** - Appendix.)

SB 193, as amended by the Free Conference Committee Report, was passed and the title agreed to.

Representative Wilkey moved that the vote by which **SB 193**, as amended by the Free Conference Committee Report, was passed be reconsidered and said motion be placed on the table. Agreed.

Recess

Representative Stumbo moved that the House recess until 5:00 p.m. Agreed.

At the appointed hour, the Speaker resumed the Chair and called the House to order.

A Free Conference Committee Report was filed on **HB 174**.

Report On Enrolled Bills (Continued)

The Committee on Enrollment reported that **HB 457** and **HB 614** were delivered to the Senate and signed by the President. Delivered to the Governor on April 15, 2002, at 3:35 p.m.

Senate Message

Announcing passage of **HCR 285** and **HCR 286**. (Time: 5:00 p.m.)

Announcing passage of **HB 631, HB 707,** and **792**.

Message received in regard to **HB 391**: The Senate is returning **HB 391**, for reconsideration.

Message received in regard to **HB 821**: The Senate is returning **HB 821**, for reconsideration.

Message received in regard to **HB 846**: The Senate is returning **HB 846**, for reconsideration.

Message received in regard to **HB 193**: The Senate has passed **HB 193**, with the following Senate Floor Amendment No. 1 and respectfully requests concurrence of this Honorable Body.

Message received in regard to **HCR 244**: The Senate has passed **HCR 244**, with the following Senate Floor Amendment No. 1 and Senate Floor Amendment No. 2 Title and respectfully requests concurrence of this Honorable Body.

Message received in regard to **HB 97**: The Senate has adopted the Free Conference Committee Report on **HB 97**, and is notifying this Honorable Body that it has repassed the bill as amended, in free conference. (Time: 5:20 p.m.)

Representative Nunn moved that the rules be suspended for the purpose of recording votes. Agreed.

Representative Nunn moved that he be recorded as voting "yea" on **HB 614, HB 457, SB 13, SB 91,** and **SJR 16**. Agreed.

Representative Nunn moved that the rules be suspended for the purpose of recording a vote. Agreed.

Representative Nunn moved that he be recorded as voting "nay" on **SB 123**. Agreed.

Representative Stumbo moved that the rules be suspended for the purpose of recording a vote. Agreed.

Representative Stumbo moved that his vote be changed from "nay" to "yea" on **SB 193**. Agreed.

Report On Enrolled Bills (Continued)

The Committee on Enrollment reported that **SB 13, SJR 16, SB 91, SB 143** have been examined and found correctly enrolled. Said Bills and Resolution were read at length, compared and signed in open session by the Speaker, and ordered delivered to the Senate. (Time -5:30 p.m.)

Representative Stumbo moved to reconsider the votes by which the House refused to concur in Senate amendments to **HB 391, HB 821,** and **HB 846**. Agreed.

Orders of the Day (Continued)

HB 391, with Senate Floor Amendment attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage for concurrence or non concurrence in Senate amendment. Agreed.

Representative Wilkey moved that the House concur in Senate Floor Amendment No. 1 to **HB 391**. Agreed.

Representative Wilkey moved that **HB 391**, as amended by the Senate, be passed.

On the roll call the vote was: **Yeas 96, Nays 0**. (See April 15, 2002, roll call on **HB 391** - Appendix)

HB 391, as amended by the Senate, was passed and the title agreed to.

Representative Wilkey moved that the vote by which **HB 391**, as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 821, with Senate Floor Amendment attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage for concurrence or non concurrence in Senate amendment. Agreed.

Representative Pullin moved that the House concur in Senate Floor Amendment No. 1 to **HB 821**. Agreed.

Representative Pullin moved that **HB 821**, as amended by the Senate, be passed.

On the roll call the vote was: **Yeas 97, Nays 0**. (See April 15, 2002, roll call on **HB 821** - Appendix)

HB 821, as amended by the Senate, was passed and the title agreed to.

Representative Pullin moved that the vote by which **HB 821**, as amended by the Senate, was passed be reconsidered and said motion be placed on the table. -Agreed.

HB 846, with Senate Floor Amendment attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage for concurrence or non concurrence Senate amendment. Agreed.

Representative Thomas moved that the House concur in Senate Floor Amendment No. 7 to **HB 846**. Agreed.

Representative Thomas moved that **HB 846**, as amended by the Senate, be passed.

On the roll call the vote was: **Yeas 96, Nays 0**. (See April 15, 2002, roll call on **HB 846** - Appendix)

HB 846, as amended by the Senate, was passed and the title agreed to.

Representative Thomas moved that the vote by which **HB 846**, as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

Representative Stumbo moved that the House Rule prohibiting consideration of a Free Conference Committee Report on the same legislative day it is distributed be waived and the House be allowed to act on **HB 97** and **HB 174**.

Representative Stumbo moved that **HB 97** be placed in the Orders of the Day. Agreed.

Orders of the Day (Continued)

HB 97 taken from Orders of the Day. Representative Stumbo moved that it be placed upon its passage for consideration of the Free Conference Report. Agreed.

Representative Riggs moved the adoption of the following Free Conference Committee Report on **HB 97**.

The Free Conference Committee on **HB 97** has met as provided in the Rules of the House and Senate and hereby reports the following be adopted: Adopt the provisions of the GA copy of **HB 97** with the following changes:

On page 1, lines 9 through 13, to delete all underlined material; and

On page 1, line 14, to delete "(4)"; and

On page 1, line 18, to delete "(5)"; and

On page 1, line 18, to delete the bracketing and strikethrough of "(4)";

On page 1, line 18, following "Persons" to insert ",except those specified in subsection (5) of this section,"; and

On page 1, line 25, following "carried." to insert "No person or organization, public or private shall prohibit a person licensed to carry a concealed deadly weapon from possessing a firearm, ammunition, or both, or other deadly weapon in his or her vehicle in compliance with the provisions of KRS 237.110 and 237.115. Any attempt by a person or organization, public or private, to violate the provisions of this subsection may be the subject of an action for appropriate relief or for damages in a Circuit Court or District Court of competent jurisdiction."

On page 1, following line 25, to insert the following:

"(5) The following persons, if they hold a license to carry a concealed deadly weapon pursuant to KRS 237.110, may carry a firearm or other concealed deadly weapon on or about their persons at all times and at all locations within the Commonwealth of Kentucky, without limitation:

(a) A Commonwealth's attorney or assistant Commonwealth's attorney;

(b) A county attorney or assistant county attorney;

(c) A justice or judge of the Court of Justice; and

(d) A retired or senior status justice or judge of the Court of Justice.

A person specified in this section who is issued a concealed deadly weapon license shall be issued a license which bears on its face the statement that it is valid at all locations within the Commonwealth of Kentucky and may have such other identifying characteristics as determined by the Department of State Police.

(6) The following persons may carry concealed deadly weapons on or about their person at all times and at all locations within the Commonwealth of Kentucky:

(a) An elected sheriff and full-time and part-time deputy sheriffs certified pursuant to KRS 15.380 to 15.404 when expressly authorized to do so by the unit of government employing the officer;

(b) An elected jailer and a deputy jailer who has successfully completed Department of Corrections basic training and maintains his or her current in-service training when expressly authorized to do so by the jailer;

(c) The department head or any employee of a corrections department in any jurisdiction where the office of elected jailer has been merged with the office of sheriff who has successfully completed Department of Corrections basic training and maintains his or her current in-service training when expressly authorized to do so by the unit of government by which he or she is employed;

(7) A full-time paid peace officer of a government agency from another state or territory of the United States or an elected sheriff from another territory of the United States may carry a concealed deadly weapon in Kentucky, on or off duty, if the other state or territory accords a Kentucky full-time paid peace officer and a Kentucky elected sheriff the same rights by law. If the other state or territory limits a Kentucky full-time paid peace officer or elected sheriff to carrying a concealed deadly weapon while on duty, then that same restriction shall apply to a full-time paid peace officer or elected sheriff from that state or territory."; and

On page 2, line 1, to delete "(6)" and to insert in lieu thereof "(8)"; and

On page 2, line, 4, following "mechanism." to insert "No person or organization, public or private, shall prohibit a person from keeping a firearm or ammunition, or both, or other deadly weapon in a glove compartment of a vehicle in accordance with the provisions of this subsection. Any attempt by a person or organization, public or private, to violate the provisions of this subsection may be the subject of an action for appropriate relief or for damages in a Circuit Court or District Court of competent jurisdiction."

On page 2, line 5, to delete "(7)" and to insert in lieu thereof "(9)"; and

On page 2, below line 7, to insert the following"

"Section 2. KRS 237.110 is amended to read as follows:

(1) The Department of State Police is authorized to issue licenses to carry concealed firearms or other deadly weapons to persons qualified as provided in this section. The Department of State Police or the Administrative Office of the Courts shall conduct a record check, covering all offenses and conditions which are required under 18 U.S.C. sec. 922(g) and this section, in the manner provided by 18 U.S.C. sec. 922(s). Licenses shall be valid throughout the state for a period of five (5) years from the date of issuance. Any person in compliance with the terms of the license may carry a concealed firearm or other deadly weapon or combination of firearms and other deadly weapons on or about his person. The licensee shall carry the license at all times the licensee is carrying a concealed firearm or other deadly weapon and shall display the license upon request of a law enforcement officer. Violation of the provisions of this subsection shall constitute a noncriminal violation with a penalty of twenty-five dollars ($25), payable to the clerk of the District Court.

(2) The Department of State Police, following the record check required by subsection (1) of this section, shall issue a license if the applicant:

(a) Is a resident of the state and has been a resident for six (6) months or longer immediately preceding the filing of the application;

(b) Is twenty-one (21) years of age or older;

(c) Is not ineligible to possess a firearm pursuant to 18 U.S.C. sec. 922(d)(1) or (g) or KRS 527.040;

(d) Has not been committed to a state or federal facility for the abuse of a controlled substance or been convicted of a misdemeanor violation of KRS Chapter 218A or similar laws of any other state relating to controlled substances within a three (3) year period immediately preceding the date on which the application is submitted;

(e) Does not chronically and habitually use alcoholic beverages as evidenced by the applicant having two (2) or more convictions for violating KRS 189A.010 within the three (3) years immediately preceding his application or if the applicant has been committed as an alcoholic pursuant to KRS Chapter 222, or similar laws of any other state, within the three (3) year period immediately preceding the date on which the application is submitted;

(f) Demonstrates competence with a firearm by [any one (1) of the following:

1. Completion, prior to, on, or after October 1, 1996, of any hunter education and firearms safety course approved by the Department of Fish and Wildlife or a similar agency of another state. The Department of Fish and Wildlife may impose additional qualifications by promulgation of administrative regulations to meet the requirements of this section and may establish fees as may be required, so as to avoid a diversion

of fish and game funds as specified in 50 C.F.R. Part 80. Any fee assessed shall be reasonable and shall not exceed the actual cost of administering the program;

2. completion of a[, prior to, on, or after October 1, 1996, of any law enforcement] firearms safety or training course or class offered [for special local peace officers or special law enforcement officers conducted]or approved by the Department of Criminal Justice Training;

[3. Completion, prior to, on, or after October 1, 1996, of any firearm safety or training course or class available to the general public offered by law enforcement, junior college, college, or private or public institution or organization or firearms training school, utilizing instructors certified by the Department of Criminal Justice Training; or

4. Completion, prior to, on, or after October 1, 1996, of any firearms training or safety course or class conducted by a state-certified firearms instructor or an instructor holding a certification as a firearms instructor issued by a state or federal agency.]

Classes presented pursuant to this paragraph shall include instruction on handguns, the safe use of handguns, the care and cleaning of handguns, handgun marksmanship principles, and actual range firing of a handgun in a safe manner. Classes presented pursuant to this paragraph shall include information on laws relating to firearms as described in KRS Chapters 237 and 527 and the law of the use of force as described in KRS Chapter 503. The Department of Criminal Justice Training[, Department of State Police, and any other state agency with the authority to certify firearms instructors,] shall promulgate uniform administrative regulations concerning the certification and decertification of all firearms instructors practicing in the Commonwealth of Kentucky. Notwithstanding any other provision of the Kentucky Revised Statutes, no person shall qualify as having demonstrated competence with a firearm pursuant to this subsection, unless certified by a governmental agency of the Commonwealth of Kentucky, or of the federal government. The Administrative Office of the Courts shall publish and make available, at no cost, information in a manner suitable for distribution to class participants. A legible photocopy of a certificate of completion of any of the courses or classes or a notarized affidavit from the instructor, school, club, organization, or group that conducts or teaches the course or class attesting to the completion of the course or class by the applicant shall constitute evidence of qualification under this paragraph. Peace officers who are currently certified as peace officers by the Kentucky Law Enforcement Council pursuant to KRS 15.380 to 15.404 and peace officers who are retired and are members of the Kentucky Employees Retirement System, State Police Retirement System, or County Employees Retirement System or other retirement system operated by or for a city, county, or urban-county in Kentucky shall be deemed to have met the training requirement;

(g) Has not been adjudicated an incompetent under KRS Chapter 202B or has waited three (3) years from the date his competency was restored by the court order under KRS Chapter 202B; and

(h) Has not been involuntarily committed to a mental institution pursuant to KRS Chapter 202A, unless he possesses a certificate from a psychiatrist licensed in this state that he has not suffered from disability for a period of three (3) years.

(3) The Department of State Police may deny a license if the applicant has been found guilty of a violation of KRS 508.030 or 508.080 within the three (3) year period prior to the date on which the application is submitted or may revoke a license if the licensee has been found guilty of a violation of KRS 508.030 or 508.080 within the preceding three (3) years.

(4) The Department of State Police shall deny, suspend, or revoke a license to carry a concealed deadly weapon upon written notice by the Cabinet for Families and Children that the person has a child support arrearage which equals or exceeds the cumulative amount which would be owed after one (1) year of nonpayment, or for failure, after receiving appropriate notice, to comply with a subpoena or warrant relating to paternity or child support proceedings.

(5) The application for a permit, or renewal of a permit, to carry a concealed deadly weapon shall be obtained from the office of the sheriff in the county in which the person resides. The completed application and all accompanying material plus an application fee or renewal fee, as appropriate, of sixty dollars ($60) shall be presented to the office of the sheriff of the county in which the applicant resides. A full or part time peace officer who is currently certified as a peace officer by the Kentucky Law Enforcement Council who is authorized by his or her employer or government authority to carry a concealed deadly weapon at all times and all locations within the Commonwealth pursuant to KRS 527.020 or a retired peace officer who is a member of the Kentucky Employees Retirement System, State Police Retirement System, County Employees Retirement System, or other retirement system operated by or for a city, county, or urban-county in Kentucky shall be exempt from paying the application or renewal fees [following the date of his retirement]. The sheriff shall transmit the application and accompanying material to the Department of State Police within five (5) working days. Twenty dollars ($20) of the application fee shall be retained by the office of the sheriff for official expenses of the office. Twenty dollars ($20) shall be sent to the Department of State Police with the application. Ten dollars ($10) shall be transmitted by the sheriff to the Administrative Office of the Courts to fund background checks for youth leaders, and ten dollars ($10) shall be transmitted to the Administrative Office of the Courts to fund background checks for applicants for concealed weapons. The application shall be completed, under oath, on a form promulgated by the Department of State Police by administrative regulation which shall only include:

(a) The name, address, place and date of birth, gender, and Social Security number of the applicant;

(b) A statement that, to the best of his knowledge, the applicant is in compliance with criteria contained within subsections (2) and (3) of this section;

(c) A statement that the applicant has been furnished a copy of this section and is knowledgeable about its provisions;

(d) A statement that the applicant has been furnished a copy of, has read, and understands KRS Chapter 503 as it pertains to the use of deadly force for self-defense in Kentucky; and

(e) A conspicuous warning that the application is executed under oath and that a materially false answer to any question, or the submission of any materially false document by the applicant, subjects the applicant to criminal prosecution under KRS 523.030.

(6) The applicant, if a resident of the Commonwealth, shall submit to the sheriff of the applicant's county of residence:

(a) A completed application as described in subsection (5) of this section;

(b) A recent color photograph of the applicant, as prescribed by administrative regulation; and

(c) A photocopy of a certificate or an affidavit or document as described in subsection (2)(f) of this section.

(7) The Department of State Police shall, within ninety (90) days after the date of receipt of the items listed in subsection (6) of this section, either:

(a) Issue the license; or

(b) Deny the application based solely on the grounds that the applicant fails to qualify under the criteria listed in subsection (2) or (3) of this section. If the Department of State Police denies the application, it shall notify the applicant in writing, stating the grounds for denial and informing the applicant of a right to submit, within thirty (30) days, any additional documentation relating to the grounds of denial. Upon receiving any additional documentation, the Department of State Police shall reconsider its decision and inform the applicant within twenty (20) days of the result of the reconsideration. The applicant shall further be informed of the right to seek de novo review of the denial in the District Court of his place of residence within ninety (90) days from the date of the letter advising the applicant of the denial.

(8) The Department of State Police shall maintain an automated listing of licenseholders and pertinent information, and this information shall be available on-line, upon request, at all times to all Kentucky law enforcement agencies. Except as provided in this subsection, information on applications for licenses, names and addresses, or other identifying information relating to license holders shall be confidential and shall not be made available except to law enforcement agencies. Requests for information to be provided to any requester other than a bona fide law enforcement agency which has direct access to the Law Enforcement Information Network of Kentucky shall be made, in writing, directly to the commissioner of the Department of State Police, together with the fee required for the providing of the information. The Department of State Police shall, upon proper application and the payment of the required fee, provide to the requester in hard copy form only, a list of names of all holders in the Commonwealth of a license to carry a concealed deadly weapon. No identifying information other than the name shall be provided, and information for geographic areas or other subdivisions of any type from the list shall not be provided and shall be confidential. The fee to be charged shall be the same as for other public records provided by the Department of State Police. No request for lists of local or statewide permit holders shall be made to any state or local law enforcement agency, peace officer, or other agency of government other than the Department of State Police, and no state or local law enforcement agency, peace officer, or agency of government, other than the Department of State Police, shall provide any information not entitled to it by law. The names of all persons, other than law enforcement agencies and peace officers, requesting information under this section shall be a public record.

(9) Within thirty (30) days after the changing of a permanent address, or within thirty (30) days after the loss or destruction of a license, the licensee shall notify the Department of State Police of the loss or destruction. Failure to notify the Department of State Police shall constitute a noncriminal violation with a penalty of twenty-five dollars ($25) payable to the clerk of the District Court. When a licensee makes application to change his or her residence address or other information on the license, neither the sheriff nor the Department of State Police shall require a surrender of the license until a new license is in the office of the applicable sheriff and available for issuance. Upon the issuance of a new license, the old license shall be destroyed by the sheriff.

(10) If a license is lost or destroyed, the license shall be automatically invalid, and the person to whom the same was issued may, upon payment of fifteen dollars ($15) to the Department of State Police, obtain a duplicate, upon furnishing a notarized statement to the Department of State Police that the license has been lost or destroyed.

(11) A license issued under this section shall be suspended or revoked if the licensee becomes ineligible to be issued a license under the criteria set forth in subsection (2)(a), (c), (d), (e), (f), or (h) of this section. When a domestic violence order or emergency protective order is issued pursuant to the provisions of KRS Chapter 403 against a person holding a license issued under this section, the holder of the permit shall surrender the license to the court or to the officer serving the order. The officer to whom the license is surrendered shall forthwith transmit the license to the court issuing the order. The license shall be suspended until the order is terminated, or until the judge who issued the order terminates the suspension prior to the termination of the underlying domestic violence order or emergency protective order, in writing and by return of the license, upon proper motion by the license holder. Subject to the same conditions as above, a peace officer against

whom an emergency protective order or domestic violence order has been issued shall not be permitted to carry a concealed deadly weapon when not on duty, the provisions of KRS 527.020 to the contrary notwithstanding.

(12) Not less than ninety (90) days prior to the expiration date of the license, the Department of State Police shall mail to each licensee a written notice of the expiration and a renewal form prescribed by the Department of State Police. The licensee may renew his license on or before the expiration date by filing with the sheriff of his county of residence the renewal form, a notarized affidavit stating that the licensee remains qualified pursuant to the criteria specified in subsections (2) and (3) of this section, and the required renewal fee. The license shall be renewed to a qualified applicant upon receipt of the completed renewal application and appropriate payment of fees. When a licensee makes application for a renewal of his or her license, neither the sheriff nor the Department of State Police shall require a surrender of the license until the new license is in the office of the applicable sheriff and available for issuance. Upon the issuance of a new license, the old license shall be destroyed by the sheriff. A licensee who fails to file a renewal application on or before its expiration date may renew his license by paying, in addition to the license fees, a late fee of fifteen dollars ($15). No license shall be renewed six (6) months or more after its expiration date, and the license shall be deemed to be permanently expired six (6) months after its expiration date. A person whose license has permanently expired may reapply for licensure pursuant to subsections (5), (6) and (7) of this section.

(13) No license issued pursuant to this section shall authorize any person to carry a concealed firearm into:

(a) Any police station or sheriff's office;

(b) Any detention facility, prison, or jail;

(c) Any courthouse, solely occupied by the Court of Justice courtroom, or court proceeding[, except that nothing in this section shall preclude a judge from carrying a concealed weapon];

(d) Any meeting of the governing body of a county, municipality, or special district; or any meeting of the General Assembly or a committee of the General Assembly, except that nothing in this section shall preclude a member of the body, holding a concealed deadly weapon license, from carrying a concealed deadly weapon at a meeting of the body of which he is a member;

(e) Any portion of an establishment licensed to dispense beer or alcoholic beverages for consumption on the premises, which portion of the establishment is primarily devoted to that purpose;

(f) Any elementary or secondary school facility without the consent of school authorities as provided in KRS 527.070, any child-caring facility as defined in KRS 199.011, any day-care center as defined in KRS 199.894, or any certified family child-care home as defined in KRS 199.8982, except however, any owner of a certified child-care home may carry a concealed firearm into the owner's residence used as a certified child-care home;

(g) An area of an airport to which access is controlled by the inspection of persons and property; or

(h) Any place where the carrying of firearms is prohibited by federal law.

(14) The owner, business or commercial lessee, or manager of a private business enterprise, day-care center as defined in KRS 199.894 or certified or licensed family child-care home as defined in KRS 199.8982, or a health-care facility licensed under KRS Chapter 216B, except facilities renting or leasing housing, may prohibit persons holding concealed deadly weapon licenses from carrying concealed deadly weapons on the premises and may prohibit employees, not authorized by the employer, holding concealed deadly weapons licenses from carrying concealed deadly weapons on the property of the employer. If the building or the premises are open to the public, the employer or business enterprise shall post signs on or about the premises if carrying concealed weapons is prohibited. Possession of weapons, or ammunition, or both in a vehicle on the premises shall not be a criminal offense so long as the weapons, or ammunition, or both are not removed from the vehicle or brandished while the vehicle is on the premises. A private but not a public employer may prohibit employees or other persons holding a concealed deadly weapons license from carrying concealed deadly weapons, or ammunition, or both in vehicles owned by the employer, but may not prohibit employees or other persons holding a concealed deadly weapons license from carrying concealed deadly weapons, or ammunition, or both in vehicles owned by the employee, except that the Justice Cabinet may prohibit an employee from carrying any weapons, or ammunition, or both other than the weapons, or ammunition, or both issued or authorized to be used by the employee of the cabinet, in a vehicle while transporting persons under the employee's supervision or jurisdiction. Carrying of a concealed weapon, or ammunition, or both in a location specified in this subsection by a license holder shall not be a criminal act but may subject the person to denial from the premises or removal from the premises, and, if an employee of an employer, disciplinary measures by the employer.

(15) All moneys collected by the Department of State Police pursuant to this section shall be used to administer the provisions of this section. By March 1 of each year, the Department of State Police and the Administrative Office of the Courts shall submit reports to the Governor, the President of the Senate, and the Speaker of the House of Representatives, indicating the amounts of money collected and the expenditures related to this section and KRS 237.115, 244.125, 527.020, and 527.070, and the administration of the provisions of this section and KRS 237.115, 244.125, 527.020, and 527.070.

(16) The General Assembly finds as a matter of public policy that it is necessary to provide statewide uniform standards for issuing licenses to carry concealed firearms and to occupy the field of regulation of the bearing of concealed firearms to ensure that no person who qualifies under the provisions of this section is denied his rights. The General Assembly does

not delegate to the Department of State Police the authority to regulate or restrict the issuing of licenses provided for in this section beyond those provisions contained in this section. This section shall be liberally construed to carry out the constitutional right to bear arms for self-defense.

(17) (a) A person who has a valid license issued by another state of the United States to carry a concealed deadly weapon in that state may, subject to provisions of Kentucky law, carry a concealed deadly weapon in Kentucky, and his license shall be considered as valid in Kentucky.

(b) The Department of State Police shall, not later than thirty (30) days after July 15, 1998, and not less than once every six (6) months thereafter, make written inquiry of the concealed deadly weapon carrying licensing authorities in each other state as to whether a Kentucky resident may carry a concealed deadly weapon in their state based upon having a valid Kentucky concealed deadly weapon license, or whether a Kentucky resident may apply for a concealed deadly weapon carrying license in that state based upon having a valid Kentucky concealed deadly weapon license. The Department of State Police shall attempt to secure from each other state permission for Kentucky residents who hold a valid Kentucky concealed deadly weapon license to carry concealed deadly weapons in that state, either on the basis of the Kentucky license or on the basis that the Kentucky license is sufficient to permit the issuance of a similar license by the other state. The Department of State Police shall enter into a written reciprocity agreement with the appropriate agency in each state that agrees to permit Kentucky residents to carry concealed deadly weapons in the other state on the basis of a Kentucky-issued concealed deadly weapon license or that will issue a license to carry concealed deadly weapons in the other state based upon a Kentucky concealed deadly weapon license. If a reciprocity agreement is reached, the requirement to recontact the other state each six (6) months shall be eliminated as long as the reciprocity agreement is in force. The information shall be a public record and shall be available to individual requesters free of charge for the first copy and at the normal rate for open records requests for additional copies.

(18) By March 1 of each year, the Department of State Police shall submit a statistical report to the Governor, the President of the Senate, and the Speaker of the House of Representatives, indicating the number of licenses issued, revoked, suspended, and denied since the previous report and in total and also the number of licenses currently valid. The report shall also include the number of arrests, convictions, and types of crimes committed since the previous report by individuals licensed to carry concealed weapons.

(19) The following provisions shall apply to concealed deadly weapon training classes conducted by the Department of Criminal Justice Training or any other agency pursuant to Section 2. of this Act:

(a) No concealed deadly weapon instructor trainer shall have his or her certification as a concealed deadly weapon instructor trainer reduced to that of instructor or revoked except after a hearing conducted pursuant to KRS Chapter 13B in which the instructor is found to have committed an act in violation of the applicable statutes or administrative regulations;

(b) No concealed deadly weapon instructor shall have his or her certification as a concealed deadly weapon instructor license suspended or revoked except after a hearing conducted pursuant to KRS Chapter 13B in which the instructor is found to have committed an act in violation of the applicable statutes or administrative regulations;

(c) Each concealed deadly weapon instructor or instructor trainer shall notify the Department of Criminal Justice Training not less than fourteen (14) days prior to the beginning of concealed deadly weapon applicant or concealed deadly weapon instructor training of the time, date, and location at which the class will be conducted. The department, upon the request of a firearms instructor trainer or certified firearms instructor, may permit a class to begin on less than fourteen (14) days notice. The notice need not contain the names of the students. The notice may be made by mail, facsimile, E-mail, or other method which will result in the receipt of or production of a hard copy of the application. The postmark, facsimile date, or E-mail date shall be considered as the date on which the notice was sent;

(d) Each concealed deadly weapon instructor or instructor trainer who teaches a concealed deadly weapon applicant or concealed deadly weapon instructor class shall supply the Department of Criminal Justice training with a class roster indicating which students enrolled but did not successfully complete the class, and which students enrolled and successfully completed the class which contains the name and address of each student, within five (5) working days of the completion of the class. The information may be sent by mail, facsimile, E-mail, or other method which will result in the receipt of or production of a hard copy of the information. The postmark, facsimile date, or E-mail date shall be considered as the date on which the notice was sent;

(e) An instructor trainer who assists in the conduct of a concealed deadly weapon instructor class or concealed deadly weapon applicant class for more than two (2) hours shall be considered as to have taught a class for the purpose of maintaining his or her certification. All class record forms shall include spaces for assistant instructors to sign and certify that they have assisted in the conduct of a concealed deadly weapon instructor or concealed deadly weapon class;

(f) An instructor who assists in the conduct of a concealed deadly weapon applicant class for more than two (2) hours shall be considered as to have taught a class for the purpose of maintaining his or her license. All class record forms shall include spaces for assistant instructors to sign and certify that they have assisted in the conduct of a concealed deadly weapon class;

(g) If the Department of Criminal Justice Training believes that a firearms instructor trainer or certified firearms instructor has not in fact complied with the requirements for teaching a certified firearms instructor or applicant class by not teaching the class as specified in Section 6 of this Act, or who has taught an insufficient class as specified in Section 7 of this Act, the department shall send to each person who has been listed as successfully completing the concealed deadly weapon applicant class or concealed deadly weapon instructor class a verification form on which the time, date, date of range firing if different from the date on which the class was conducted, location, and instructor of the class is listed by the department and which requires the person to answer "yes" or "no" to specific questions regarding the conduct of the training class. The form shall be completed under oath and shall be returned to the Department of Criminal Justice Training not later than thirty (30) days after its receipt. Failure to complete the form, to sign the form, or to return the form to the Department of Criminal Justice training within the time frame specified in this section or who, as a result of information on the returned form, is determined by the Department of Criminal Justice Training following a hearing pursuant to KRS Chapter 13B to not have received the training required by law shall be grounds for the Department of State Police to revoke the person's concealed deadly weapon license following a hearing conducted pursuant to KRS Chapter 13B at which hearing the person is found to have violated the provisions of this section or who has been found not to have received the training required by law;

(h) The department shall randomly inspect certified firearms instructor classes being conducted by firearms instructor trainers and shall randomly inspect applicant classes being conducted by firearms instructor trainers or certified firearms instructors to ascertain if the class is being conducted in conformity to the provisions of applicable statutes and administrative regulations and that the paperwork in the class matches the paperwork ultimately submitted by the firearms instructor trainer or certified firearms instructor for that same class. The department shall annually, not later than December 31 of each year, report to the Legislative Research Commission:

1. The number of random inspections;
2. The results of those inspections;
3. The number of deficiencies noted;
4. The nature of the deficiencies noted;
5. If a deficiency was noted, the categories of action taken by the department to either correct the deficiency or discipline the instructor, or a combination thereof;
6. The number of firearms instructor trainers and certified firearms instructors whose certifications were suspended, revoked, denied, or who were otherwise disciplined;
7. The reasons for the imposition of suspensions, revocations, denials, or other discipline; and
8. Suggestions for improvement of the concealed deadly weapon applicant training program and instructor process.

(i) If a concealed deadly weapon license holder is convicted of, pleads guilty to, or enters an Alford plea to a felony offense, then his or her concealed deadly weapon license shall be forthwith revoked by the Department of State Police as a matter of law;

(j) If a concealed deadly weapon instructor or instructor trainer is convicted of, pleads guilty to, or enters an Alford plea to a felony offense, then his or her concealed deadly weapon instructor certification or concealed deadly weapon instructor trainer certification shall be revoked by the Department of Criminal Justice Training as a matter of law; and

(k) The provisions of this section shall be deemed to be retroactive to March 1, 2002 and the following shall be in effect:

1. Action to eliminate the firearms instructor trainer program as done by emergency administrative regulation is rescinded, the program shall remain in effect, and no firearms instructor trainer shall have his or her certification reduced to that of certified firearms instructor.
2. The Kentucky State Police may revoke the concealed deadly weapon license of any person who received no firearms training as required by Section 6 of this Act and administrative regulations or who received insufficient training as required by Section 7 of this Act and administrative regulations if the person voluntarily admits nonreceipt of training or admits receipt of insufficient training, or if either nonreceipt of training or receipt of training is proven following a hearing conducted pursuant to KRS Chapter 13B. Any action taken by the Kentucky State Police, other than revoking a permit for voluntary admission of nonreceipt of training or receipt of insufficient training to revoke a concealed deadly weapon license of a person suspected of nonreceipt of training or receipt of insufficient training, between March 1, 2002 and the effective date of this Act is suspended until the conduct of a KRS Chapter 13B hearing after the effective date of this Act.
3. An person who has received a training affidavit requiring the person to verify training conducted during a firearms instructor course or applicant course from the Department of Criminal Justice Training between

March 1, 2002 and the effective date of this Act, shall have the time to respond to the training affidavit extended to August 1, 2002. The department shall notify each person who has not, as of the effective date of this Act, returned his or her training affidavit of the extension of time to file the affidavit.

SECTION 3. A NEW SECTION OF KRS CHAPTER 237 IS CREATED TO READ AS FOLLOWS:

(1) The Department of Criminal Justice Training shall operate and maintain a program for firearms instructor trainers for the concealed deadly weapon training program. Only the General Assembly may eliminate the firearms instructor trainer program.

(2) A firearms instructor trainer shall meet the requirements to be a firearms instructor and shall:

(a) Possess a high school diploma or GED certificate; and

(b) Successfully complete a firearms instructor trainer course of not more than sixteen (16) hours provided by the department; and

(c) Possess at least one (1) of the following valid firearms instructor certifications:

1. National Rifle Association Personal Protection Instructor;

2. National Rifle Association Pistol Marksmanship Instructor;

3. Certification from a Kentucky or other firearms instructor course offered by a state or federal governmental agency; or

4. Certification from another firearms instructor training course that has been determined by the Commissioner of the Department of Criminal Justice Training to be equivalent to one (1) of the above listed courses.

(3) Certification as a firearms instructor trainer shall be valid for a period of three (3) years during which an instructor trainer shall:

(a) Conduct or assist in at least one (1) firearms instructor course; or

(b) Conduct or assist in at least one (1) applicant training course; and

(c) Attend an instructor trainer/instructor in-service training course of not more than four (4) hours conducted by the department; and

(d) Not have become ineligible to be a firearms instructor trainer.

(4) The department shall conduct in-service training for firearms instructor trainers and certified firearms instructors. In-service training courses shall be held not less than twice each year in each Congressional District and shall be offered at various times during the year ensuring that the maximum number of persons can attend. Preference shall be given to conducting in-service training classes on a Friday or a Saturday. Notice of the time, date, and location for in-service training for each calendar year shall be sent to each firearms instructor trainer and certified firearms instructor by mail or by e-mail not less than thirty (30) days prior to the beginning of the first class for each calendar year. The cost of the in-service training shall be not more than fifty dollars ($50).

(5) At the end of the certification period the department shall issue a new firearms instructor trainer certification to a person who has completed the provisions of this section unless that firearms instructor trainer notifies the department in writing that he or she desires not to be recertified or is otherwise ineligible to be recertified. There shall be no charge for recertification.

(6) The fee for a firearms instructor trainer course shall be not more than one hundred dollars ($100). No portion of the fee shall be refunded to any student who fails or who does not complete the required course of training.

(7) Any state agency or public university which owns a firing range shall make that range available to the department for the conduct of in-service training without charge if the department determines that for any particular year's in-service training that range firing is required.

SECTION 4. A NEW SECTION OF KRS CHAPTER 237 IS CREATED TO READ AS FOLLOWS:

(1) The Department of Criminal Justice Training shall operate and maintain a program for certification of firearms instructors for the concealed deadly weapon training program. Only the General Assembly may eliminate the certified firearms instructor program.

(2) Training courses for certification of firearms instructors shall be conducted by firearms instructor trainers and the department.

(3) An applicant to be a firearms instructor shall be a citizen of the United States, hold a concealed deadly weapon license issued pursuant to KRS 237.110, and successfully complete a firearms instructor training course of not more than sixteen (16) hours provided by a certified firearms instructor trainer.

(4) Certification as a firearms instructor shall be valid for a period of three (3) years during which an instructor shall:

(a) Conduct or assist in at least one (1) applicant training course;

(b) Attend an instructor trainer/instructor in-service training course of not more than four (4) hours conducted by the department: and

(c) Not have become ineligible to be a firearms instructor.

(5) The department shall conduct in-service training for firearms instructor trainers and certified firearms instructors as specified in Section 3 of this Act.

(6) At the end of the certification period the department shall issue a new firearms instructor certification to any person who has completed the provisions of this section unless the firearms instructor notifies the department in writing that he or she desires not to be recertified or is otherwise ineligible to be recertified. There shall be no charge for recertification.

(7) An instructor trainer shall charge a fee not to exceed one hundred dollars ($100) for a training course for a certified firearms instructor. The instructor shall remit fifty dollars ($50) to the department to defray the cost of materials which the department shall provide to the instructor.

(8) No firearms instructor trainer or certified firearms instructor shall charge a fee in excess of seventy-five dollars ($75) for the conduct of an applicant training course. A instructor trainer or certified firearms instructor may charge a student the actual cost of range use, targets and associated range materials, and classroom rental not to exceed ten dollars ($10) for all of the items specified in this subsection. The instructor trainer or certified firearms instructor shall remit twenty-five dollars ($25) to the department to cover the provision of training materials distributed and providing evidence of successful completion of the course.

(9) No portion of a fee collected pursuant to this section shall be refunded to a student who fails or does not complete the required course of instruction.

SECTION 5. A NEW SECTION OF KRS CHAPTER 237 IS CREATED TO READ AS FOLLOWS:

(1) The Department of Criminal Justice Training shall operate a program for the training of applicants for a concealed deadly weapon license. Only the General Assembly may eliminate the training program for applicants for a concealed deadly weapon license.

(2) Training pursuant to this section shall be conducted by a firearms instructor trainer or certified firearms instructor in accordance with the provisions of this chapter and administrative regulations promulgated thereunder.

SECTION 6. A NEW SECTION OF KRS CHAPTER 237 IS CREATED TO READ AS FOLLOWS:

(1) A firearms instructor trainer or certified firearms instructor is guilty of not providing firearms training if he or she represents to the department that he or she has conducted training for a student firearms instructor or for an applicant in an applicant training course and has not, in fact, provided any such training.

(2) Not providing firearms training is a Class D felony.

SECTION 7. A NEW SECTION OF KRS CHAPTER 237 IS CREATED TO READ AS FOLLOWS:

(1) A firearms instructor trainer or firearms instructor is guilty of providing incomplete firearms training if he or she represents to the department that he or she has conducted training for a student firearms instructor or for an applicant in an applicant training course and has not, in fact, provided lecture instruction, showed a required visual aid, conducted hands-on firearm safety and cleaning training, provided range instruction and range firing, or has permitted a student to qualify on a target on which the student has not achieved the marksmanship required by administrative regulation.

(2) Providing incomplete firearms training is a Class D felony.

SECTION 8. A NEW SECTION OF KRS CHAPTER 237 IS CREATED TO READ AS FOLLOWS:

(1) A person is guilty of failure to report nonreceipt of firearms training when he or she receives certification that he or she has successfully completed a firearms instructor trainer, certified firearms instructor, or applicant training course and has not, in fact, received any such training and has not reported the matter in writing to the sheriff, Commonwealth's attorney or county attorney serving the county in which the training was conducted or has not made a written report to the Kentucky State Police and provided a copy of the certification documents to the agency reported to along with the report. The report shall be made not more than thirty (30) working days after receiving documentation of successful completion of training, unless a request for additional time has been made and has been granted by an officer or agency to which the report shall be made.

(2) Failure to report nonreceipt of firearms training is a Class A misdemeanor.

(3) A person who makes a report pursuant to this section within the time frame specified in subsection (1) of this section shall not be prosecuted for a violation of this section and shall be eligible to reenroll in the level of class for which they were originally enrolled.

SECTION 9. A NEW SECTION OF KRS CHAPTER 237 IS CREATED TO READ AS FOLLOWS:

(1) A person is guilty of failure to report insufficient firearms training when he or she receives certification that he or she has successfully completed a firearms instructor trainer, certified firearms instructor, or applicant training course and has not, in fact received lecture instruction, the showing of a required visual aid, hands-on firearm safety and cleaning training, range instruction and range firing, or has not successfully completed the marksmanship requirement during range firing and has not reported the matter in writing to the sheriff, Commonwealth's attorney, or county attorney serving the county in which the county in which the training was conducted or has not made a written report to the Kentucky State Police and provided a copy of the certification documents to the agency reported to along with the report. The report shall be made

not more than thirty (30) working days after receiving documentation of successful completion of training, unless additional time is requested and has been granted by an officer or agency to which a report shall be made .

(2) Failure to report insufficient firearms training is a Class A misdemeanor.

(3) A person who makes a report pursuant to this section within the time frame specified in subsection (1) of this section shall not be prosecuted for a violation of this section and shall be eligible to reenroll in the level of class for which the person was originally enrolled.

SECTION 10. A NEW SECTION OF KRS CHAPTER 237 IS CREATED TO READ AS FOLLOWS:

(1) When a report is made to the Kentucky State Police pursuant to Section 8 or Section 9 of this Act the Kentucky State Police shall notify the Commonwealth's attorney and the county attorney for the county in which the training was conducted of the report and shall cooperate with them in the investigation and prosecution of the case.

(2) When a report is made to a Commonwealth's or county attorney pursuant to Section 8 or Section 9 of this Act the Commonwealth's or county attorney shall notify the Kentucky State Police of the report and shall cooperate with them in the investigation and prosecution of the case.

(3) When a report is made to the Department of Criminal Justice training alleging a violation of Section 8 or Section 9 of this Act the department shall notify the Commonwealth's attorney and county attorney of the county in which the training took place and shall make a notification of the report to the Kentucky State Police.

(4) The Kentucky State Police shall make an annual report to the Legislative Research Commission, not later than December 31 of each year, detailing each notice received pursuant to this section detailing:

  (a) The name of the firearms instructor trainer or certified firearms instructor if that instructor trainer or instructor has been arrested or indicted as a result of the notification, otherwise the name shall be omitted;

  (b) The precise allegation;

  (c) Whether the allegation resulted in arrest or indictment;

  (d) Whether the allegation resulted in a trial, and the results of that trial; and

  (e) If the defendant was found guilty, the punishment imposed.

(5) In or appended to the report specified in subsection (4) of this section the Kentucky State Police shall report the number of arrests, indictments, trials, convictions, cases which were dismissed, and cases in which the defendant was found not guilty for failure to report nonreceipt of training and failure to report insufficient training.

SECTION 11. A NEW SECTION OF KRS CHAPTER 237 IS CREATED TO READ AS FOLLOWS:

(1) The Department of Criminal Justice Training may suspend or revoke the certification of a firearms instructor trainer or certified firearms instructor who is found, after a hearing held in conformity with the provisions of KRS Chapter 13B to have violated a statute or administrative regulation relating to the concealed deadly weapon training program. The suspension of a certification may be for a period not to exceed five (5) years and the department may require the person whose certification is suspended to successfully complete the level of course instruction for the certification which was suspended prior to reinstating the certification.

(2) The department shall deny recertification to a person whose certification has been revoked pursuant to this section.

(3) The department shall deny recertification to a person whose certification has been suspended for the remaining period of suspension.

(4) The department may temporarily suspend the certification of a firearms instructor trainer or certified firearms instructor prior to holding a hearing pursuant to KRS Chapter 13B if the department believes that the safety of the public requires such an action. In the event that a certification is temporarily suspended prior to holding a hearing pursuant to KRS Chapter 13B the department shall hold a Chapter 13B hearing not later than thirty (30) days from the date of the temporary suspension unless the defendant requests an extension for a time certain. If the defendant requests an extension for a time certain then the certification shall remain suspended until the conclusion of the hearing.

(5) A firearms instructor trainer or certified firearms instructor who is the subject of an investigation shall be notified as required by KRS Chapter 13B and shall have, at all stages in the proceeding, the right to be represented by counsel.

Section 12. KRS 244.190 is amended to read as follows:

Any peace officers, state administrators and field representatives of the department may, upon probable cause, without warrant seize contraband regardless of whether it is in dry territory or not, and hold it subject to the order of the court before which the owner or one in possession of the contraband has been charged with violation of KRS Chapter 242 or KRS 243.020. Upon conviction of the defendant, the court shall enter an order for the destruction of all contraband property, except firearms or ammunition, included in subsections (1), (2), (3), (4) and (5) of KRS 244.180. Contraband firearms and ammunition shall be transferred to the Kentucky State Police for disposition as provided in KRS 500.090.

Section 13. KRS 244.195 is amended to read as follows:

(1) Title to contraband included in subsections (1), (2), (3), (4) and (5) of KRS 244.180 seized shall be vested in the appropriate court within whose jurisdiction the seizure occurred, irrespective of whether such contraband was seized by peace officers of the city or county or state administrators or field representatives of the department, notwithstanding the

provisions of KRS 242.380.

(2) The court shall order the sheriff for the county in which such contraband as included in subsection (1) of this section was seized to destroy such contraband, except firearms or ammunition, upon conviction of the defendant.

(3) Contraband firearms and ammunition shall be transferred to the Kentucky State Police for disposition as provided in KRS 500.090.

Section 14. The General Assembly has received information that the Kentucky State Police will soon be purchasing new service firearms and that many Troopers favor a firearm of the same caliber and manufacture as the current back-up firearm with which they are now issued to provide commonalty in ammunition, training, and magazines for the firearms. The General Assembly has further received information that the purchase of these weapons may cause the Kentucky State Police to incur an unanticipated and unbudgeted expenditure of up to one hundred seventy-five thousand dollars ($175,000).

(1) The General Assembly hereby authorizes the Department of Local Government to transfer not more than one hundred seventy-five thousand dollars ($175,000) from the proceeds of upcoming firearms sales pursuant to KRS 16.220 to the Department of State Police to replace agency funds which may be utilized to purchase new service semiautomatic pistols of the same caliber and manufacture as the existing department issued back-up firearm and to purchase holsters for the new service firearms.

(2) The money transferred shall not be utilized to purchase firearms of any manufacturer other than the manufacturer of the current back-up firearm nor shall the funds be used for any other purpose.

(3) After giving each officer, as defined in KRS 16.010, of the department the option of purchasing the service firearm which he or she had been issued at a price determined by the department, the Department of State Police may trade existing service firearms to the manufacturer or may sell the existing service firearms to licensed firearms dealers at public auction, whichever option is determined to best offset the cost of purchasing new service firearms.

(4) No money in excess of that expended in conformity with the provisions of this section shall be transferred to the Department of State Police.

(5) If the Department of State Police does not purchase new service weapons within six (6) months of the effective date of this act, the authority to transfer funds for the purpose of purchasing new service weapons shall expire.

And amend the title to read as follows: "AN ACT relating to deadly weapons."

Signed: April 2, 2002 - Representatives Damron, Gray, and Turner; Senators Borders, Stivers, and Palmer. The above-named members, in separate votes by house, all concur in the provisions of this report.

On the roll call the vote was: **Yeas 85, Nays 9**. (See April 15, 2002, roll call on **HB 97** - Appendix.)

The Free Conference Committee Report on **HB 97**, was adopted.

Representative Riggs moved that **HB 97** , as amended by the Free Conference Committee Report, be passed.

On the roll call the vote was: **Yeas 86, Nays 9**. (See April 15, 2002, roll call on - Appendix.)

HB 97, was passed and title agreed to. Agreed.

Representative Riggs moved that the vote by which **HB 97**, as amended by the Free Conference Committee Report, was passed be reconsidered and said motion be placed on the table. Agreed.

Senate Message (Continued)

Announcing passage of **SCR 257**. (Time: 6:10 p.m.)

Report On Enrolled Bills (Continued)

The Committee on Enrollment reported that **HB 270, HB 631, HB 707, HB 792, HCR 285,** and **HCR 286** have been examined and found correctly enrolled. Said Bills and Resolutions were read at length, compared and signed in open session by the Speaker, and ordered delivered to the Senate. (Time -6:10 p.m.)

Orders of the Day (Continued)

HB 193, with Senate Floor Amendment attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage for concurrence or non concurrence in Senate amendment. Agreed.

The Senate Floor Amendment No. 1 to **HB 193** is as follows:

HB 193, On page 6, after line 8, by inserting the following:

"Section 8. KRS 520.100 is amended to read as follows:

(1) A person is guilty of fleeing or evading police in the second degree when*:*

(a) As a pedestrian, and with intent to elude or flee, the person knowingly or wantonly disobeys a direction to stop, given by a person recognized to be a peace officer who has an articulable reasonable suspicion that a crime has been committed by the person fleeing, and in fleeing or eluding the person is the cause of, or creates a substantial risk of, physical injury to any person; or~~[,]~~

(b) While operating a motor vehicle with intent to elude or flee, the person knowingly or wantonly disobeys a recognized direction to stop his vehicle, given by a person recognized to be a peace officer.

(2) No offense is committed under this section when the conduct involved constitutes a failure to comply with a directive of a traffic control officer.

(3) Fleeing or evading police in the second degree is a Class A misdemeanor."

Representative Riggs moved that the House concur in Senate Floor Amendment No. 1 to **HB 193**. Agreed.

Representative Riggs moved that **HB 193**, as amended by the Senate, be passed.

On the roll call the vote was: **Yeas 93, Nays 0**. (See April 15, 2002, roll call on **HB 193** - Appendix)

HB 193, as amended by the Senate, was passed and the title agreed to.

Representative Riggs moved that the vote by which **HB 193**, as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

SB 120, with Committee Substitute and Floor Amendment attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Pullin moved the adoption of the Committee Substitute to **SB 120**. Agreed.

Representative Pullin moved that **SB 120**, by way of Committee Substitute, be passed.

On the roll call the vote was: **Yeas 94, Nays 0**. (See April 15, 2002, roll call on **SB 120** - Appendix.)

SB 120, by way of Committee Substitute, was passed.

Representative Pullin moved the adoption of Floor Amendment No. 1 Title to **SB 120**. Agreed.

Representative Pullin moved that the vote by which **SB 120**, by way of Committee Substitute, as amended, was passed be reconsidered and said motion be placed on the table. Agreed.

SB 234, by way of Committee Substitute taken from the Orders of the Day. Representative Stumbo moved that it be read by title only and placed upon its passage for receding or not receding House amendment. Agreed by a majority of members elected.

Representative Damron moved that the House recede from House the Committee Substitute to **SB 234**. Agreed.

Representative Damron moved that **SB 234**, be passed.

On the roll call the vote was: **Yeas 94, Nays 0**. (See April 15, 2002, roll call on **SB 234** - Appendix.)

SB 234, was passed and the title agreed to.

Representative Damron moved that the vote by which **SB 234** was passed be reconsidered and said motion be placed on the table. Agreed.

Representative Stumbo moved that the House recess until 7:30 p.m. Agreed.

Representative Stumbo moved to withdraw the motion to recess. Agreed.

Representative Stumbo moved that the rules be suspended to allow for the introduction of resolutions, recording of votes, and to act on Legislative Citations and Resolutions. Agreed.

Representative Nesler moved the adoption of the following **Legislative Citation No. 153**.

The House of Representatives of the Commonwealth of Kentucky hereby adjourns this legislative day in memory of James Noel Bazzell and joins with Representative Fred Nesler in expressing deepest sympathy to the Bazzell Family and all those who share in the loss of this esteemed citizen. The son of the late Elvis and Lillie Hill Bazzell, he was preceded in death by his cherished wife, Estelle Darnell Bazzell, and five siblings. He is survived by his beloved daughters, Anna Mangrum and June Cochrum; siblings, Dean Cox, Dewey Bazzell, and Ray Bazzell; five grandchildren; ten great-grandchildren; two great-great-grandchildren; and a host of other family members, friends, and loved ones. This esteemed citizen was a retired farmer and a faithful member of the Farmington Church of Christ. James Bazzell is remembered on this day for the many and generous contributions he made to his family, his community and to this fine Commonwealth and will be deeply missed by all those whose lives were touched by his remarkable presence. Done in Frankfort, Kentucky, this fifteenth day of April, in the year two thousand and two.

Legislative Citation No. 153 was adopted without objection.

Representative Callahan moved the adoption of the following **Legislative Citation No. 150**.

The House of Representatives of the Commonwealth of Kentucky hereby adjourns this legislative day in memory and honor of Esther Kampsen Bell and joins with Representative Jim Callahan in expressing deepest sympathy to the Bell Family and all those who share in the loss of this distinguished citizen. Preceded in death by her cherished husband, Samuel Monroe Bell, she is survived by her beloved children, Daniel, Dennis, Sue, and Jeannine; eight grandchildren; three great-grandchildren; and, a host of other relatives and friends. Widely regarded and respected for her efforts on behalf of the Democratic Party in this Commonwealth, Mrs. Bell was a former president and longtime member of the Kenton County Democratic Women's Club; a former third vice-president of the state chapter, for which she was named the honored recipient of the Rose Award recognizing her tremendous efforts on behalf of this organization; and, a former member of the board of the Senior Citizens of Northern Kentucky which she helped to establish. This esteemed citizen is remembered on this day for the many and generous contributions she made to her family, friends and community. Esther Kampsen Bell will be deeply missed by all those whose lives were touched by her remarkable presence. Done in Frankfort, Kentucky, this fifteenth day of April, in the year two thousand and two.

Legislative Citation No. 150 was adopted without objection.

Representative Stein moved the adoption of the following **Legislative Citation No. 155**.

The House of Representatives of the Commonwealth of Kentucky hereby offers its sincerest congratulations to Edward Stein upon the auspicious occasion of his 80th birthday. In celebration of this memorable event, the entire membership joins with Representative Kathy W. Stein in commending her beloved father-in-law for a life lived to the fullest and for the vitality of heart which has brought him thus far. A graduate of Henry Clay High School and the University of Kentucky, this esteemed honoree is an honored veteran of the United States Army who served with great integrity as a member of the Rangers division during World War II. Joining with his parents in the operation of a small restaurant upon completing his service to his country, Mr. Stein eventually expanded the operation and began producing Kentucky Colonel Barbecue in 1956, an endeavor that now boasts distribution and franchises across the entire state. In addition to laboring in stewardship to his profession, he also serves as an active community participant who gives generously of his time and talents as president and co-founder of the Bluegrass Restaurant Association; as a past president and board member of the Ohavay Zion Congregation; and, as a member of the board of trustees of the Kentucky Restaurant Association; the Toastmasters Club of Lexington and the B'nai B'rith Lodge. In honor of the many contributions that Edward Stein has made to his family, community and faith throughout the years, this distinguished body hereby affords best wishes on this meaningful occasion of his 80th birthday. Done in Frankfort, Kentucky, this fifteenth day of April, in the year two thousand and two.

Legislative Citation No. 155 was adopted without objection.

Representative Crall moved the adoption of the following **Legislative Citation No. 154**.

The House of Representatives of the Commonwealth of Kentucky hereby adjourns this legislative day in memory and honor of Richard L. McFarland, Jr. and joins with Representative Brian Crall in expressing deepest sympathy to the McFarland Family and all those who share in the loss of this distinguished citizen. The cherished husband of Patricia McFarland, the doting father of six children and doting grandfather of ten, Mr. McFarland was the CEO, president and owner of Packaging Unlimited of Western Kentucky and had also served as the CEO, president and co-owner of Sterling Richards, Inc.; in several capacities including vice-president of Sales and Marketing for Bard-Parker and in many other positions within the medical and pharmaceutical industry.

Also an active member of the community who labored with great integrity as an advocate for the respect and equality of African-Americans and all citizens, he gave generously of his time and talents to the Owensboro Daviess County Chamber of Commerce, the H.L. Neblett Community Center, the Alma Randolph Charitable Foundation and the NAACP. This esteemed citizen, a Steward, Trustee and Financial Secretary at the St. Paul A.M.E. Church, is remembered on this day for the many and generous contributions he made to his family, friends and community. Richard L. McFarland, Jr. will be deeply missed by all those whose lives were touched by his remarkable presence. Done in Frankfort, Kentucky, this fifteenth day of April, in the year two thousand and two.

Legislative Citation No. 154 was adopted without objection.

Introduction of Bills and Resolutions (Continued)

HR 306, by Representative Riner: A RESOLUTION honoring Christian pastors and priests of the Sudan who have responded to Muslim oppression with the love of Jesus Christ, and prayer for those who persecute them.

Representative Riner moved the adoption of the following **HR 306**:

HR 306, A RESOLUTION honoring Christian pastors and priests of the Sudan who have responded to Muslim oppression with the love of Jesus Christ, and prayer for those who persecute them.

WHEREAS, religious persecution in certain Muslim fundamentalist countries in Africa and elsewhere has resulted in the kidnapping of Christian children for sale into slavery, as well as in the starvation, imprisonment, torture and death of many Christian men and women; and

WHEREAS, according to reliable reports from Christian missionary organizations working in Africa:

(a) In Morocco, it is against the law to "proselytize" (evangelize) or to "shake the faith" of a Muslim. The Islamic government refuses to recognize any church that has Moroccan nationals as members. Christians have been imprisoned for years merely for handing out Gospel literature;

(b) In Egypt Christians accused of "apostasy" or "proselytizing" face imprisonment and torture from the authorities, as well as kidnapping, forced conversions to Islam, rape, and murder from Islamic militants;

(c) In Nigeria, where Muslims are a large minority, Muslims have burned down hundreds of churches and killed thousands of Christians in recent years. Christians in the area claim that they are facing a systematic campaign to "wipe out any traces of Christianity in the northern states" of Nigeria;

(d) In Mauritania, not only is slavery practiced but the death penalty for apostasy (converting from Islam to Christianity) is part of the penal code and is enforced by the state;

(e) In Somalia (just before the US military went in under the auspices of the UN) the last remaining Christian church in the country was destroyed, and the last surviving minister was murdered by Muslim mobs; and

WHEREAS, the most relentless and violent persecution of the Christian faith today occurs in the Sudan; and

WHEREAS, the Sudan is the largest country in Africa and is still in the grip of the longest war of this century; and

WHEREAS, since 1955, the Muslim Arab North has been attacking the Christians in the South; and

WHEREAS, the current Sudanese government has declared a jihad ("holy war") against the southern Christians; and

WHEREAS, the Sudanese government's jihad has been a campaign of coercion and terror against Christians and other groups who do not bow to Islam, costing over two million lives and generating over five million internal refugees; and

WHEREAS, more people have been killed in the Sudan than the number of victims in all of the widely reported tragedies in Rwanda, Bosnia, Somalia, and Kosovo combined; and

WHEREAS, Christians in the Sudan are being told to confess the Muslim religion or go without food, be thrown into jail, sold into slavery, or crucified; and

WHEREAS, Human Rights Watch of New York has asked the Sudanese President Omar Hassan Bashir to intervene on behalf of a young pregnant Christian woman of the Dinka tribe allegedly involved in adultery, who is now sentenced to death by stoning. This woman was not represented by an attorney at trial, and the trial was conducted in Arabic, a language she did not understand; and

WHEREAS, the U.S. Department of State Annual Report on International Religious Freedom for 1999 in the Sudan reports that:

(a) On July 29 and August 1, 1998, respectively, the Sudanese government arrested Catholic priests Hillary Boma and Lino Sebit and charged them with a series of bombings in Kartoum. The charges were viewed as unsubstantiated but designed to intimidate Christians. If convicted the detainees could face the death penalty and post-execution crucifixion;

(b) Government authorities have razed approximately 30 religious buildings with bulldozers since 1990. In 1998 authorities destroyed a Catholic community building used for parish activities. Persons have been taken into slavery due in part to their Christian beliefs, and children from Christian and other non-Muslim families have been captured, sold into slavery, and forced to convert to Islam;

(c) The U.S. Committee for Refugees and Christian Solidarity International reported that persons in peace camps were subject to forced labor and at times were pressured to convert to Islam; and

WHEREAS, this Islamic offensive of persecution against Christianity in the Sudan has not succeeded. The number of Christians in the Sudan has increased from 2% in 1955 to 20% today. And in the south, Christians now form a majority; and

WHEREAS, Muslims are coming to Christ in the Sudan in unprecedented numbers. One commander defected with his whole battalion of government troops to the Christians in the South; and

WHEREAS, the courage and compassion of Christian leaders and the extreme harshness and cruelty of the National Islamic Front regime have caused many Muslims to turn to Christ;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That when the Kentucky House of Representatives adjourns this 15th day of April in the year of our Lord 2002, it does so in honor of the Christian pastors and priests of the Sudan who have responded to Muslim oppression with the love of Jesus Christ, and with prayer for those who persecute them.

Section 2. That the Clerk of the House transmit a copy of this Resolution to: His Excellency Lieutenant General Omar Hassan al-Bashir, President of the Republic of Sudan, People's Palace, P.O. Box 281, Kartoum, Sudan, Telex: 22385 PEPLC SD or 22422 KAID SD; Fax: +249 11 771 7 24; and Mahdi Ibrahim Mahammad, Sudanese Ambassador to the U.S., 2210 Massachusetts Avenue NW, Washington, DC 20008.

There being no objection **HR 306** was adopted.

Representative Nelson moved that the rules be suspended for the purpose of recording a vote. Agreed.

Representative Nelson moved that he be recorded as voting "nay" on **HB 590**. Agreed.

Representative Smith moved that the rules be suspended for the purpose of recording a vote. Agreed.

Representative Smith moved that he be recorded as voting "nay" on **HB 270**. Agreed.

Representative Childers moved that the rules be suspended for the purpose of recording a vote. Agreed.

Representative Childers moved that his vote be changed from "yea" to "nay" on **SB 193**. Agreed.

Representative Palumbo moved that the rules be suspended for the purpose of recording a vote. Agreed.

Representative Palumbo moved that she be recorded as voting "yea" on **HB 270**. Agreed.

Representative Reinhardt moved that the rules be suspended for the purpose of recording votes. Agreed.

Representative Reinhardt moved that he be recorded as voting "yea" on **HB 614** and **SB 91**. Agreed.

Representative Crenshaw moved that the rules be suspended for the purpose of recording votes. Agreed.

Representative Crenshaw moved that he be recorded as voting "yea" on **HB 614** and **SB 91**. Agreed.

recording Representative Ford moved that the rules be suspended for the purpose of recording a vote. Agreed.

Representative Ford moved that his vote be changed from "nay" to "yea" on **HB 369**(Nay voted not formally recorded). Agreed.

Representative A. Arnold moved that the rules be suspended for the purpose of recording a vote. Agreed.

Representative A. Arnold moved that he be recorded as voting "yea" on **HB 457**. Agreed.

Representative Meeks moved that the rules be suspended for the purpose of recording a vote. Agreed.

Representative Meeks moved that he be recorded as voting "yea" on **SB 219**. Agreed.

Representative Bowling moved that the rules be suspended for the purpose of recording a vote. Agreed.

Representative Bowling moved that his vote be changed from "nay" to "yea" on **HB 270**. Agreed.

Representative Crenshaw moved that the rules be suspended for the purpose of recording a vote. Agreed.

Representative Crenshaw moved that he be recorded as voting "yea" on **SB 262**. Agreed.

Representative Callahan moved that the rules be suspended for the purpose of recording a vote. Agreed.

Representative Callahan moved that his vote be changed from "nay" to "yea" on **SB 91**. Agreed.

Representative P. Clark moved that the rules be suspended for the purpose of recording a vote. Agreed.

Representative P. Clark moved that he be recorded as voting "yea" on **HR 300**. Agreed.

Representative Hoffman moved that the rules be suspended for the purpose of recording votes. Agreed.

Representative Hoffman moved that he be recorded as voting "yea" on **HB 614** and **SB 91**. Agreed.

Representative Horlander moved that the rules be suspended for the purpose of recording votes. Agreed.

Representative Horlander moved that he be recorded as voting "yea" on **HB 614** and **SB 91**. Agreed.

Representative Simpson moved that the rules be suspended for the purpose of recording a vote. Agreed.

Representative Simpson moved that he be recorded as voting "yea" on **HR 300**. Agreed.

Representative A. Arnold moved that the rules be suspended for the purpose of recording votes. Agreed.

Representative A. Arnold moved that he be recorded as voting "yea" on **HB 614, HR 303, SB 13,** and **SJR 16**. Agreed.

Representative Cherry moved that the rules be suspended for the purpose of recording votes. Agreed.

Representative Cherry moved that he be recorded as voting "yea" on **HB 391, HB 262**(vote recorded prior to bill being reported out of committee; bill never placed before the house for passage), **HB 270, HCR 285,** and **HCR 286**. Agreed.

Representative Treesh moved that the rules be suspended for the purpose of recording votes. Agreed.

Representative Treesh moved that he be recorded as voting "yea" on **HB 614, HB 457, SB 91, SB 13,** and **SJR 16**. Agreed.

Representative Crall moved that the rules be suspended for the purpose of recording votes. Agreed.

Representative Crall moved that he be recorded as voting "yea" on **HB 614, HB 457, SB 91, SB 13,** and **SJR 16**. Agreed.

Representative Bather moved that the rules be suspended for the purpose of recording votes. Agreed.

Representative Bather moved that he be recorded as voting "yea" on **HB 112, HB 92**(vote recorded prior to bill being reported out of committee; bill never placed before the house for passage), **HB 97, HB 170, HB 261, HB 130, HB 29, HB 199, HB 282, HB 106, HB 149, HB 416, HB 445, HB 201, HB 321, HB 244, HB 189, HB 190, HB 198, HB 436, HB 473, HB 621, HB 526, HCR 52, HCR 53, HCR 54, HCR 55, HB 470, HB 381, HB 531, HB 533, HB 602, HB 673, HB 583, HB 625, HB 631, HB 672, HB 705, HB 715, HB 720, HB 228, HB 626, HB 503, HB 183, HB 502, HB 529, HB 587, HB 649, HB 671, HCR 57, HCR 58, HCR 59, HCR 109, HR 141, HR 142, HJR 92, HCR 125, HB 117, HB 693, HB 68, HB 839, HB 444, HB 729, HB 680, HB 747, HB 812, HB 804, HB 688, HB 68, HCR 147, HJR 140, HJR 157, HCR 132, HJR 191, HJR 170,** and **HJR 180**. Agreed.

Representative Bather moved that the rules be suspended for the purpose of recording a vote. Agreed.

Representative Bather moved that he be recorded as voting "nay" on **HB 867**. Agreed.

Recess

Representative Stumbo moved that the House recess until 7:30 p.m. Agreed.

At the appointed hour, the Speaker resumed the Chair and called the House to order.

Report On Enrolled Bills (Continued)

The Committee on Enrollment reported that **HB 270, HB 631, HB 707, HB 792, HCR 285,** and **HCR 286** were delivered to the Senate and signed by the President. Delivered to the Governor on April 15, 2002, at 7:05 p.m.

Senate Message (Continued)

Message received in regard to **HB 174**: The Senate has adopted the Free Conference Committee Report on **HB 174**, and is notifying this Honorable Body that it has repassed the bill as amended in free conference. (Time: 7:45 p.m.)

Representative Moberly moved that the rules be suspended to act upon a Legislative Citation. Agreed.

Representative Moberly moved the adoption of the following **Legislative Citation No. 156**.

The House of Representatives of the Commonwealth of Kentucky hereby recognizes and honors Reverend Robert Richard Blythe for his generous contributions to the Richmond and Madison County community and his faithful service as the highly-regarded pastor of the First Baptist Church. A graduate of Eastern Kentucky University and the Southern Baptist Theological Seminary, Reverend Blythe began his ministry at First Baptist Church in 1981. Deeply committed to the community, he has lent his vast knowledge and expertise to many worthy organizations and institutions, serving as a member of the Governor's Commission on Kentucky Health Care Data; as President of the Madison County Branch of the NAACP; as an instructor in both mathematics and French at Madison and Madison Southern High Schools; as an Assistant Professor of Mathematics at Eastern Kentucky University; and, most recently, was a candidate for the Richmond City Commission. Inasmuch as Reverend Robert Richard Blythe is held in highest regard by the citizens whose lives have been touched by the consistent spiritual guidance he has offered the members of this church and community, the members of this prestigious body are indeed pleased to join with Representative Harry Moberly in expressing sincere gratitude to this remarkable gentleman for setting a most remarkable example of both faith and citizenship. Done in Frankfort, Kentucky, this fifteenth of April, in the year two thousand and two.

Legislative Citation No. 156 was adopted without objection.

Representative Riner moved that the rules be suspended to introduce and act on a Resolution. Agreed.

Introduction of Bills and Resolutions (Continued)

HR 307, by Representative Riner: A RESOLUTION adjourning the House of Representatives in loving memory and honor of Midshipman Kenneth Edward Neptun.

Representative Riner moved the adoption of the following **HR 307**:

HR 307, A RESOLUTION adjourning the House of Representatives in loving memory and honor of Midshipman Kenneth Edward Neptun.

With deepest respect and admiration, we pay homage and tribute to Kenneth Edward Neptun, and we acknowledge gratitude to the Lord God Omnipotent who created and redeemed Ken.

WHEREAS, Kenneth Edward Neptun was born on January 30, 1980, a native of Seattle, Washington, and was called home to his Lord on April 13, 2002; and

WHEREAS, Kenneth Edward Neptun was the loving son of Daniel and Wendy Neptun, and he was the loving brother of Benjamin Neptun and Donald Neptun; and he was the loving grandson of Mr. and Mrs. Carson Neptun and Mr. and Mrs. Bill Wilcox; and

WHEREAS, Kenneth Edward Neptun graduated from Orchard Park High School in Orchard Park, New York, and at the time of his passing, he was a member of the Brigade of Midshipmen First Class at the United States Naval Academy in Annapolis, Maryland, where he was working on a degree in Oceanography, and would have graduated in May with the Class of 2002; and

WHEREAS, as a young man, Kenneth Edward Neptun was a member of the Boy Scouts of America where he earned the rank of Eagle Scout in 1996, and he was a member of the National Eagle Scout Association; and while at the United States Naval Academy, he was a member of the Academy's Glee Club and their Lacrosse team, and his interests also included cycling, sightseeing, and travel, and, in 2000, he ran in the Marine Corps Marathon with his fellow Midshipmen; and

WHEREAS, Kenneth Edward Neptun was a member of the United States Naval Academy Chapel, and he had recently placed his life in the hands of his Savior, the Lord Jesus Christ; he exemplified the Navy's core values of honor, courage and commitment, and he will be remembered as a warrior, a gentleman, and a man of honor and integrity; and

WHEREAS, in the aftermath of Ken's death, we are reminded of God's promise from Psalm 116:15: "Precious in the sight of the Lord is the death of his saints"; and

WHEREAS, we are also reminded that a life spent worthily should be measured by faith and deeds, not years, and through his faith in the Lord Jesus and his compassion and genuine love and concern for his family and friends, Kenneth Edward Neptun is worthy of the highest commendation; and

WHEREAS, the passing of Kenneth Edward Neptun has left a void that cannot be filled, and yet his example as an Eagle Scout and an American patriot is championed by members of the Kentucky House of Representatives as an excellent model for all young Kentuckians to follow who are willing to work hard and discipline themselves for a life of service to their country;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. The House of Representatives does hereby express its profound sense of sorrow and heartfelt sympathy upon the death of Kenneth Edward Neptun, and commends his loves ones to the solace of Almighty God during these painful times.

Section 2. When the House of Representatives adjourns this 15th day of April in the year of our Lord Jesus Christ 2002, it does so in loving memory and honor of Midshipman Kenneth Edward Neptun.

Section 3. The Clerk of the House of Representatives is hereby directed to transmit copies of this Resolution to Mr. and Mrs. Daniel Neptun, 1898 Lindamoor Drive, Annapolis, Maryland 21401; and to Commander Bill Spann, Public Affairs Office, United States Naval Academy, 121 Blake Road, Annapolis, Maryland 21402.

There being no objection **HR 307** was adopted.

Report On Enrolled Bills (Continued)

The Committee on Enrollment reported that **SB 193, SB 262, SB 80, HB 97, HB 193, HB 391, HB 821,** and **HB 846** have been examined and found correctly enrolled. Said Bills were read at length, compared and signed in open session by the Speaker, and ordered delivered to the Senate. (Time -7:40 p.m.)

Orders of Day (Continued)

HCR 244, Senate Floor Amendments attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage for concurrence or non concurrence in Senate amendments. Agreed.

The Senate Committee Substitute and Senate Floor Amendment No. 1 to **HCR 244** is as follows:

HCR 244, On page 1, after "share;" in the last (the third) WHEREAS statement insert "and"; and

On page 1, after the last (the third) WHEREAS statement insert the following:

"WHEREAS, over the past 50 years the Department of Energy (DOE) has allowed approximately 57,000 cylinders with 700,000 tons of corrosive and reactive depleted uranium hexafluoride (DUF6) waste to pile up at the DOE's Paducah, Kentucky, Portsmouth, Ohio, and Oak Ridge, Tennessee facilities without any plan for disposal; and

WHEREAS, this waste is owned by the DOE and was generated by the Atomic Energy Commission, the Energy Research and Development Administration, DOE, the United States Enrichment Corporation and USEC, Inc., in connection with uranium enrichment conducted for the nation's nuclear weapons and nuclear energy programs; and

WHEREAS, the United States Congress required the DOE to dispose of this vast quantity of legacy waste in July 1998 by adopting the "McConnell Act" (Public Law 105-204), a law which requires the Secretary of Energy to:

(1) Prepare a plan to commence construction of conversion facilities at the Paducah, Kentucky and Portsmouth, Ohio gaseous diffusion plants not later than January 31, 2004;

(2) Recycle or dispose of this material; and

(3) Reserve $373 million in an account at the Treasury Department from the funds accumulated by USEC prior to the date of privatization; and

WHEREAS, the DOE Paducah Gaseous Diffusion Plant in Paducah, Kentucky (Paducah Plant) stores approximately 37,000 cylinders out of a DOE inventory of 57,000 cylinders of this corrosive and reactive waste in 15 separate storage areas covering over 15 acres; and

WHEREAS, some of this waste has leaked through corroded containers, and due to the considerable threat to human health and the environment presented by continued storage of this material in unsuitable conditions, it is imperative that the DOE implement the McConnell Act so that the cleanup and community re-industrialization goals set by the Paducah Community Reuse Organization can be achieved; and

WHEREAS, the DOE issued a Final Programmatic Environmental Impact Statement for Alternative Strategies for the Long-Term Management and Use of Depleted Uranium Hexafluoride (PEIS) on April 16, 1999, which recommends that DOE should begin conversion of the DUF6 inventory at two conversion facilities instead of one facility, due to the increased risk associated with the transportation of large numbers of DUF6 cylinders, increased transportation cost, potential issues with regulatory and stakeholder acceptance of large quantities of corroded cylinders moving through or into their states, and the requirements of Pub. L. 105-204; and

WHEREAS, the DOE Office of Nuclear Energy issued a Final Plan for the Conversion of Depleted Uranium Hexafluoride (the Plan) in July 1999 to construct two conversion plants and set forth milestones, including: (1) the award of a contract to convert and dispose of this waste in the 1st quarter of the year 2000, and (2) construction of conversion facilities beginning in the 1st quarter of the year 2002; and

WHEREAS, the DOE has received three final bids from private industry to construct and operate two conversion plants, and DOE announced that it would award a contract on January 15, 2002; and

WHEREAS, the DOE declined to issue a contract on January 15, 2002, and on February 28, 2002, the DOE announced that it was abandoning the award of this two plant contract altogether; and

WHEREAS, the DOE issued a letter on February 28, 2002, indicating that it will invite bidders to prepare a cost study for only one conversion plant at an undisclosed location with a new Request for Proposal to be issued in a year although the DOE already has data from its 125-page study entitled "Preconceptual Design Studies and Cost Data of Depleted Uranium Hexafluoride Conversion Plants and the PEIS;" and

WHEREAS, the DOE has violated its commitment and obligation to comply with the requirements of the McConnell Act, and nearly four years after the passage of the law, DOE conduct indicates that it has no intention of complying with any aspect of the plan to begin construction of two facilities by January 31, 2004, in Kentucky and Ohio; and

WHEREAS, the DOE ignored written requests by the Governors of Kentucky, Tennessee, and Ohio to reinvigorate implementation of the plan to convert and dispose of this waste; and

WHEREAS, DUF6 can be defined as either a reactive hazardous waste or a corrosive hazardous waste under the Environmental Protection Agency (EPA) regulations implementing the Resource Conservation and Recovery Act (RCRA) at 40 C.F.R. 261, et seq; and furthermore, virtually all DUF6 has been determined to be a "waste" by the Nuclear Regulatory Commission, and therefore such material cannot be deemed source material exempted from regulation under RCRA; and

WHEREAS, the States of Ohio and Tennessee have previously taken enforcement actions against the Department of Energy to address this legacy waste; in particular, DOE has been placed on notice that it will be required to manage DUF6 as a RCRA hazardous waste in Ohio and will face stipulated penalties in Tennessee if the DUF6 is not managed and converted in a timely manner; and

WHEREAS, the Commonwealth of Kentucky has the authority to declare and regulate the DUF6 as a “hazardous waste” under its authorities; and furthermore, the Kentucky Natural Resources and Environmental Protection Cabinet has the authority to compel the Secretary of Energy to convert and recycle or dispose of this waste through the issuance of judicially enforceable Compliance Orders and the imposition of fines and penalties; and

WHEREAS, the Commonwealth of Kentucky has failed to take any enforcement action whatsoever against the DOE with respect to the conversion and disposition of DUF6."; and

On page 2, line 5 delete "herein" and insert "in Sections 1, 2, and 3 of this Resolution" in lieu thereof; and

On page 2, after line 6 insert the following:

"Section 5. The Senate finds that delays in converting and disposing of the DUF6 that is stored at the Paducah Gaseous Diffusion Plant pose an unacceptable risk to human health and the environment.

Section 6. The Senate concludes that the DOE is in willful and knowing violation of obligations and commitments relating to compliance with the McConnell Act (Public Law 105-204) and plans issued pursuant thereto.

Section 7. The Senate calls upon the Governor and the Attorney General to pursue all available legal avenues that will lead to the prompt conversion and disposition of the depleted uranium hexafluoride in a manner consistent with Pub.L.105-204 and the plans issued thereto.

Section 8. The Senate, in addition to any other steps deemed necessary or desirable by the Governor and Attorney General, specifically requests the secretary of Natural Resources and Environmental Protection Cabinet to:

(1) Evaluate whether depleted uranium hexafluoride waste can be lawfully regulated as a "hazardous waste;"

(2) Determine whether DUF6 can be regulated as a "hazardous waste" and take all steps required to declare it as a "hazardous waste;"

(3) Notify the DOE immediately upon such designation; and

(4) Move as quickly as lawfully permissible to issue a Compliance Order which sets forth specific milestones to convert, recycle, and dispose of this DUF6 consistent with Pub. L. 105-204 and the plans issued thereto.

Section 9. The Governor and Attorney General are requested to report on actions they have taken and actions they are planning in connection with this resolution, and that this report shall be delivered to the Speaker of the House and the Senate President by September 1, 2002.".

Representative Pullin moved that the House concur in Senate Floor Amendment No. 1 to **HCR 244**. Agreed.

Representative Pullin moved that **HCR 244**, as amended by the Senate, be passed.

On the roll call the vote was: **Yeas 83, Nays 0**. (See April 15, 2002, roll call on **HCR 244** - Appendix)

HCR 244, as amended by the Senate, was passed.

The Senate Floor Amendment No. 2 Title to **HCR 244** is as follows:

HCR 244, After "electricity" in the title insert "and directing the Governor and Attorney General to take action against the Federal Department of Energy for failure to convert and dispose of depleted uranium hexafloride wastes in Paducah, Kentucky".

Representative Pullin moved that the vote by which **HCR 244**, as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

A Free Conference Committee Report No. 2 was filed on **HB 659**.

HB 174, with Free Conference Committee Report attached thereto, taken from the Orders of the Day.

Representative Stumbo moved the adoption of the following Free Conference Committee Report on **HB 174**. Agreed.

The Free Conference Committee on **HB 174** has met as provided in the Rules of the House and Senate and hereby reports the following to be adopted: Adopt the provisions of the Senate Committee Substitute to **HB 174** with the following changes:

After the enacting clause, delete all text and inserting in lieu thereof the following:

"Section 1. KRS 224.43-010 is amended to read as follows:

(1) It is hereby declared to be the policy of this Commonwealth and the purpose of this chapter to provide for the management of solid waste, including reduction, collection, transportation, and disposal in a manner that will protect the public health and welfare, prevent the spread of disease and creation of nuisances, conserve our natural resources, and enhance the beauty and quality of our environment.

(2) It is the policy of the Commonwealth to limit and reduce the amount of solid waste disposed in municipal solid waste disposal facilities in the Commonwealth through reduction in the amount of waste generated, reuse of solid waste, waste recycling or yard waste composting, and resource recovery, and to encourage a regional approach to solid waste management.

(3) It is the policy of the Commonwealth that municipal solid waste disposal facilities that ceased accepting waste before July 12, 1992, undergo proper closure, characterization, and corrective action.

(4) It is the policy of the Commonwealth that a comprehensive and integrated waste management system to handle solid waste is to be fostered. State policies and funding assistance shall reflect a preference for projects and practices consistent with the policies and goals established by this section and the following[solid waste management practices according to the following priority]:

- (a) Education of the citizens of the Commonwealth regarding proper disposal of waste;
- (b) Collection and proper disposal of all of solid waste for proper management;
- (c) Elimination of illegal dumps throughout the Commonwealth; and
- (d) Abatement of litter on state and county rights-of-way[Reduction in the amount of waste generated;
- (b) Reuse of solid waste;
- (c) Waste recycling or yard waste composting;
- (d) Resource recovery through mixed municipal solid waste composting or incineration;
- (e) Land disposal in publicly-owned landfills or incineration of solid waste without energy recovery; and
- (f) Land disposal in landfills other than publicly-owned landfills].

(5)[(4)] It is the policy of the Commonwealth that existing illegal open dumps be eliminated and that new open dumps be prevented[further the goal of this Commonwealth that the amount by weight of municipal solid waste disposed at municipal solid waste disposal facilities shall be reduced by a minimum of twenty-five percent (25%) by July 1, 1997, as compared to fiscal year 1993 on a statewide per capita basis. However, credit shall be given for reductions achieved prior to 1993 when accurate measurements are available. The reduction goal shall not apply to special wastes as designated by KRS 224.50-760 or industrial solid waste].

(6) The General Assembly finds that counties and waste management districts, when enabled by complete and accurate information relating to the municipal solid waste collection and management practices within the solid waste management area, are in the best position to make plans for municipal solid waste collection services for its citizens. The General Assembly also finds that assistance from the cabinet, combined with state financial incentives, can aid counties and waste management districts with implementing solid waste management plans.

(7) The General Assembly finds that the goal of reducing the amount of solid waste disposed of in municipal solid waste disposal facilities cannot be achieved without first identifying the amount of municipal solid waste generated statewide per capita, including the waste now disposed of in open dumps, and providing incentives for the elimination of existing open dumps and the prevention of new open dumps.

SECTION 2. A NEW SECTION OF SUBCHAPTER 43 OF KRS CHAPTER 224 IS CREATED TO READ AS FOLLOWS:

(1) As used in this section:

(a) "Environmental remediation fee" means a one dollar and seventy-five cents ($1.75) fee paid per ton of waste by generators of waste and collected at transfer stations and waste disposal facilities that is in addition to all other applicable fees and taxes assessed prior to January 1, 2003;

(b) "Transfer station" means a facility permitted by the cabinet where waste is transferred from one (1) vehicle to another for transportation to a municipal solid waste disposal facility; and

(c) "Public road" means any city, county, state, federal, or limited access street, highway, or turnpike, including bridges and bridge approaches.

(2) The environmental remediation fee levied under this section is in addition to all other applicable fees and taxes assessed prior to January 1, 2003. Notwithstanding any law, franchise, or contract to the contrary, the owner or operator of a transfer station or municipal solid waste disposal facility, or the person who collects waste and delivers such waste to a transfer station or municipal solid waste disposal facility may pass through and obtain from the generator any environmental remediation fee required under this section.

(3) Beginning January 1, 2003, an environmental remediation fee of one dollar and seventy-five cents ($1.75) per ton of waste shall be paid by generators of waste to be disposed of at a municipal solid waste disposal facility and collected by waste transfer stations or municipal solid waste disposal facilities in the Commonwealth. No environmental remediation fee shall be collected at a municipal solid waste disposal facility on waste for which the fee has been paid at a transfer station to the disposal facility. The cabinet shall, by administrative regulation, adopt a conversion formula to allow assessment of the fee by transfer stations that do not have scales. For loads of waste weighing less than one (1) ton, the environmental remediation fee shall be one dollar and seventy-five cents ($1.75).

(4) Not later than thirty (30) days following the last day of each calendar quarter, every owner or operator of a transfer station or municipal solid waste disposal facility shall remit to the cabinet the environmental remediation fee collected during the prior quarter, with a report stating the number of tons of waste for which the environmental remediation fee was collected.

SECTION 3. A NEW SECTION OF SUBCHAPTER 43 OF KRS CHAPTER 224 IS CREATED TO READ AS FOLLOWS:

(1) A trust fund known as the Kentucky Pride Fund is hereby established in the State Treasury to receive money collected from environmental remediation fees established in Section 2 of this Act. The fund shall be used to accomplish the purposes established in this section. Any money accruing to the fund in any fiscal year shall not lapse but shall be carried forward to the next fiscal year. The fund may also receive state appropriations, gifts, grants, and federal funds. All interest earned on money in the fund shall be credited to the fund.

(2) The cabinet shall administer the Kentucky Pride Fund as provided by this section and any administrative regulations promulgated pursuant thereto. Money from the fund received by the cabinet shall be distributed as follows:

(a) Five million dollars ($5,000,000) of the money deposited into the fund each year shall be retained by the cabinet, subject to the following conditions:

1. The cabinet may use up to two and one-half million dollars ($2,500,000) of the money deposited into the fund as necessary for direct costs associated with site identification, characterization, and corrective action assessments of solid waste disposal sites and facilities that have ceased accepting waste before July 1, 1992, including former permitted municipal solid waste disposal facilities or abandoned solid waste disposal sites or facilities. The cabinet shall prioritize the sites and facilities based on risks to human health, safety, and the environment, and develop an implementation plan for closure and remediation of those sites and facilities. The cabinet shall present the implementation plan to the Interim Joint Committee on Appropriations and Revenue no later than July 1, 2003. Funds may be utilized to begin design and implementation of proper closure and corrective action for those sites and facilities with unabated pending violations.

2. The cabinet shall suspend until July 2006 enforcement activity regarding landfill closure and remediation obligations against formerly permitted municipal solid waste disposal facilities owned by a city or county that ceased accepting waste prior to July 1, 1992, except as necessary to abate an environmental emergency.

3. The cabinet shall develop for presentation to the Interim Joint Committee on Appropriations and Revenue no later than December 31, 2003, a plan for state assumption of responsibility for closure and remedial obligations of formerly permitted city and county municipal solid waste landfills that ceased accepting waste prior to July 1, 1992, including recommendations on funding such obligations.

4. The cabinet shall develop for presentation to the Interim Joint Committee on Appropriations and Revenue

no later than December 31, 2004, a plan for closure and remediation of all identified abandoned solid waste sites and facilities, including recommendations on funding such obligations.

5. Two and one-half million dollars ($2,500,000) per year shall be used to pay debt service on bonds to be sold by the Kentucky Infrastructure Authority in the amount of at least twenty-five million dollars ($25,000,000), with all proceeds from the issuance and sale of these bonds to be deposited in the Kentucky Pride Fund established in Section 3 of this Act and utilized for undertaking closure and corrective action at formerly permitted solid waste disposal facilities or abandoned solid waste sites or facilities that ceased accepting waste prior to July 1, 1992, which pose the most significant environmental or human health risk. Moneys not appropriated for the identification and characterization of orphaned or abandoned landfills, or debt service, may be used for the elimination of illegal open dumps, direct costs associated with the closure of orphaned landfills, or additional debt service.

(b) The interest on all moneys deposited into the fund including unused debt services shall be distributed annually in an amount not to exceed one million dollars ($1,000,000) to the Kentucky Environmental Education Council for implementation of the environmental education center component of the Environmental Education Master Plan;

(c) The remaining balance of the funds from the environmental remediation fee established in Section 2 of this Act shall be utilized by the cabinet for the elimination of illegal open dumps in the counties of the Commonwealth, subject to the following provisions:

1. The cabinet shall prioritize expenditures from this fund among those counties with approved solid waste management plans in order to address those illegal open dumps posing the most significant public health and environmental risks;

2. During the first funding year, the cabinet shall use the balance of funds from the environmental remediation fee to reimburse counties semiannually for seventy-five percent (75%) of the costs relating to the cleanup of illegal open dumps it has identified as presenting the most significant public health and environmental risks;

3. After the first funding year, the cabinet shall reimburse counties semiannually for seventy-five percent (75%) of the direct expense of eliminating illegal open dumps providing they:

    a. Establish an effective universal municipal solid waste collection service that is available to all county residences and businesses;

    b. Employ a solid waste coordinator with enforcement powers;

    c. Remain in compliance with an approved solid waste management plan under this chapter;

    d. Enter into agreement with the cabinet to eliminate all identified illegal open dumps containing solid waste;

    e. Agree to use all legal methods at their disposal to collect delinquent solid waste collection fees; and

    f. Establish a committee to be designated as the clean county committee, composed of representatives from business, schools, agriculture, homemakers, and other concerned citizens, to increase awareness and develop education and enforcement strategies to keep the county free of litter and illegal open dumps.

4. Counties that meet the requirements set out above in subparagraph 3. of this paragraph shall be provided the following incentives and rewards by the cabinet:

    a. Extra points when applying for Land and Water Conservation Fund grants, National Recreation Trails Funds grants, and funding from the state-funded Community Rivers and Streams Program; and

    b. Priority consideration for funds from the Division of Conservation State Cost Share Program for dumps on farmland and the Waste Tire Trust Fund for tire dumps; and

5. The cabinet may waive the matching requirement of subsection (3) of this section for illegal dump cleanup within a county during any year in which the county demonstrates that it has enacted and enforced an ordinance mandating collection by all households and businesses in a universal collection program.

(d) Two and one-half million dollars ($2,500,000) shall be transferred in each of the fiscal years 2002-03 and 2003-04 and annually thereafter from the Road Fund established in KRS 48.010(13)(g) and two and one-half million dollars ($2,500,000) shall be transferred in each of the fiscal years 2002-03 and 2003-04 and annually thereafter from the Highway Construction Contingency Fund to the Kentucky Pride Fund established in Section 3 of this Act, to be reserved and distributed semiannually for anti-litter control programs with distributions to be made as follows:

1. Thirty-three and one-third percent (33-1/3%) of the money shall be distributed semiannually based on each county's miles of public roads as a percentage of the total miles of public roads in the Commonwealth at the time of distribution;

2. Thirty-three and one-third percent (33-1/3%) of the money shall be distributed semiannually based on the county's rural population as a percentage of the total rural population of the Commonwealth at the time of

distribution. "Rural population" means the population residing outside a city, town, or urban area with a population of two thousand five hundred (2,500) persons or more;

3. Thirty-three and one-third percent (33-1/3%) of the money shall be distributed semiannually based on the county's population as a percentage of the total population of the Commonwealth at the time of distribution;

4. Of the moneys apportioned to counties on the basis of miles of public roads and population as provided for in subparagraphs 1. and 3. of this paragraph, the cabinet shall provide to the participating incorporated cities within the jurisdiction of each respective county which, by ordinance or other means, provides municipal solid waste collection service, an amount of funds equal to the ratio of that city's total miles of public roads in the county and the ratio of that city's population to the population of the county, to be used for the purpose of litter cleanup on public roads within city boundaries; and

5. Moneys received by counties and cities pursuant to this subsection shall be used to meet obligations with respect to the litter cleanup of public roads required by the provisions of Section 6 of this Act.

(3) Prior to providing the financial assistance provided under paragraphs (c) and (d) of subsection (2) of this section, the cabinet shall require a county to provide a match of twenty-five percent (25%) of the total amount of the financial assistance to be provided by the cabinet. The match provided by the county may be in-kind.

(4) The cabinet shall be reimbursed for reasonable costs related to the implementation of the provisions of this section, not to exceed seven hundred fifty thousand dollars ($750,000) annually. The cabinet shall report to the General Assembly at its regular session in 2003 regarding costs and expenditures relating to the provisions of this section.

Section 4. KRS 224.43-310 is amended to read as follows:

(1) The Natural Resources and Environmental Protection Cabinet of the Commonwealth of Kentucky is designated as the official planning and management agency of the Commonwealth of Kentucky in the field of solid waste. The cabinet shall have primary responsibility for coordinating the solid waste planning and management activities of waste management districts, counties, cities, area development districts, and any combination thereof and for the approval of solid waste management facilities. In doing so it shall be the goal of the cabinet to reduce the amount of solid waste disposed in municipal solid waste disposal facilities within the Commonwealth and to encourage regional management of solid waste.

(2) The cabinet shall have the primary responsibility to develop, review, report on, and triennially update a statewide solid waste reduction and management plan. A draft plan shall be prepared and made available for public inspection by December 1, 1991; a proposed final plan shall be submitted to the General Assembly by February 1, 1992; and a final plan shall be submitted to the General Assembly by March 1, 1992. The plan shall be designed to address the following:

(a) Coordination of area plans and provision of support for area planning efforts;

(b) Elimination of existing open dumps and prevention of new open dumps;

(c) Proper closure, characterization, and corrective action for municipal solid waste disposal facilities that ceased accepting waste before July 1, 1992;

(d) Reductions in solid waste disposed in municipal solid waste disposal facilities within the Commonwealth by actively promoting reuse and reduction consistent with the policies and goals established by KRS 224.43-010;

(e)[(c)] Adequate capacity exists for recycling or disposal of solid waste generated within the Commonwealth for[a] five (5), ten (10), and twenty (20) year planning periods[period];

(f)[(d)] Maintenance of disposal capacity for solid waste generated in the Commonwealth[is maintained] if the cabinet acts to close a solid waste management facility;

(g)[(e)] Encouragement of regional alternatives for waste reduction and management[are encouraged] in the planning process;

(h)[(f)] Priority in grants and loans[is afforded] for projects and practices consistent with the policies and goals established by Section 1 of this Act[regional waste reduction and management alternatives];

(i)[(g)] Minimum standards and procedures for solid waste management plans as[meet minimum standards and procedures] established by the cabinet in administrative regulations;

(j)[(h)] A description of the status of solid waste reduction and management efforts in Kentucky;

(k)[(i)] Identification of state actions and responsibilities necessary to implement this chapter; and

(l)[(j)] Identification of problems impeding the attainment of the policies and goals of this chapter.

(3) The statewide solid waste reduction and management plan shall not establish maximum disposal capacity limitations for the Commonwealth.

(4) The cabinet, beginning July 1, 1992, shall report annually to the Governor and to the General Assembly on the status of solid waste management in the Commonwealth. The report filed July 1, 1992, shall present the current status of solid waste planning and management in the Commonwealth. Subsequent annual reports shall include, but not be limited to:

(a) The status of solid waste planning and management;

(b) The number and types of recycling and solid waste management facilities in the Commonwealth;

(c) The status of actions taken to:

1. Eliminate existing open dumps and prevent new open dumps; and

2. Undertake proper closure, characterization, and corrective action for municipal solid waste disposal facilities that ceased accepting waste before July 1, 1992;

(d) The remaining permitted capacity of each permitted solid waste management facility;

(e)[(d)] The number and types of solid waste grants or loans made to cities, counties, waste management districts, and area development districts;

(f)[(e)] A compilation and analysis of solid waste reduction and management data provided to the cabinet;

(g)[(f)] A statement of progress achieved in meeting the policies and goals established by KRS 224.43-010;

(h)[(g)] A statement of progress achieved in solid waste management education;

(i)[(h)] A statement of progress achieved in establishing regional solid waste management approaches;

(j)[(i)] Any revisions in the statewide solid waste reduction and management plan; and

(k)[(j)] Recommendations for improving the reduction and management of solid waste in the Commonwealth.

(5) On March 1 of each year[Beginning January 1, 1993], each governing body shall report annually to the cabinet on the status of solid waste management in its area. The annual report shall include, but not be limited to:

(a) The amount of in-area and out-of-area municipal solid waste disposed in municipal solid waste disposal facilities in the area;

(b) The[progress on the reduction in municipal solid waste disposal in the area since the previous reporting period and] total cumulative progress made toward meeting the policies and goals established by[state reduction goal described in] KRS 224.43-010;

(c) The remaining permitted capacity of disposal facilities;

(d) Recycling and composting activities in existence;

(e) Public information and education activities during the reporting period including public campaigns urging participation in a municipal solid waste collection system and public campaigns promoting anti-litter and anti-dumping behavior with an accounting by the governing body of funds spent, labor expended, volunteer time and money expended, and an estimation of the campaign's effect;

(f) The number of households within the area served by the governing body and the methods of public or private municipal solid waste collection available to them, the cost to the households using the collection system, the percentage of households using each method of municipal solid waste collection available to them, the cost to the governing body of providing a municipal solid waste collection system, how the cost is paid for by the governing body, and the percentage of the cost that is recovered through service fees, including a complete accounting for collected fees, uncollected fees, and success in recovering uncollected fees;

(g) Progress made since the last report on cleaning up illegal open dumps, including the number of open dumps eliminated since the last report or the last solid waste management plan revision, the total and average cost per open dump elimination, and identification of new open dumps or cleaned up open dumps that have been used again for illegal dumping;

(h) Fees for solid waste management assessed and collected;[and]

(i) Costs of any projects undertaken pursuant to the solid waste management plan; and

(j)[(g)] Any other pertinent information as may be required by the cabinet.

[(6) There is created a Solid Waste Reduction and Management Plan Advisory Committee to advise and review a draft and final solid waste reduction and management plan and any amendments of the plan prepared by the cabinet under subsection (2) of this section.

(7) The Solid Waste Reduction and Management Plan Advisory Committee shall consist of the secretary of the Natural Resources and Environmental Protection Cabinet or his designee who shall serve as chairman, one (1) member of the Senate to be appointed by the President, one (1) member of the House of Representatives to be appointed by the Speaker of the House of Representatives, and nine (9) members to be appointed by the Governor as follows:

(a) Two (2) members shall represent the interest of counties;

(b) Two (2) members shall represent the interests of cities, one (1) from a first or second class city or urban-county government and one (1) from either a third, fourth, fifth, or sixth class city;

(c) One (1) member shall represent the interests of industrial generators of solid wastes;

(d) One (1) member shall represent the private recycling industry;

(e) One (1) member shall represent the private solid waste disposal industry;

(f) One (1) member shall be from a statewide environmental advocacy organization; and

(g) One (1) member shall represent the public-at-large.

(8) Vacancies on the committee shall be filled in the same manner as the original appointment occurred.

(9) Nonlegislative members of the committee shall serve without pay and shall receive their reasonable and necessary expenses in connection with the performance of their duties.

(10) The committee shall meet at the call of the chairman. The committee may hold public hearings or make site visits as necessary. A quorum of its members is necessary to take action on any matter. A majority vote of the total members present must approve any action.

(11) Following adoption of the statewide solid waste reduction and management plan, the committee shall remain in service to provide guidance and advice to the cabinet in the implementation of the plan. The committee shall no longer remain in service after the 1994 General Assembly unless the 1994 General Assembly takes action to continue the committee.]

Section 5. KRS 224.43-315 is amended to read as follows:

(1) Each county shall provide a universal collection program by October 1, 2003[July 1, 1994], for all municipal solid waste generated within the county. Collection programs may include one (1) or more of the following options:

(a) Door-to-door household collection: Collection service may be provided by the county, by contract, or franchise;[. When door-to-door collection is provided by contract, or franchise, or under local permit, the county shall require reports from the entity providing collection to document the rate of collection.]

(b) Direct haul to staffed convenience centers or staffed transfer facilities within the county: The county may allow residents to haul their waste directly to cabinet-approved staffed convenience centers or staffed transfer facilities within the county. The number of convenience centers and transfer facilities shall be adequate to assure reasonable convenience; and[. When the collection program is provided by another entity through contract or franchise, the county shall require reports from the entity providing collection to document the rate of collection; or]

(c) Other alternatives proposed by counties: Counties may propose other alternatives including subscription service and unstaffed convenience centers, and the cabinet shall approve same as long as the county can demonstrate that all of its citizens are being given access to the solid waste collection system which is proposed.

(2) Beginning October 1, 2003, all persons providing collection service, including collection for the purpose of recycling, shall register annually with the counties in which they provide the service.

(3) Beginning March 1, 2004, all persons providing collection service, including collection for the purpose of recycling, shall report annually to the counties in which they provide the service. The reports shall include:

(a) The number of households, businesses, and industries from which municipal solid waste was being collected on October 1 of the previous year;

(b) The amount of municipal solid waste collected for disposal during the previous calendar year;

(c) The amount of municipal solid waste collected for recycling, by volume, weight, or number of items during the previous calendar year; and

(d) The types of items collected for recycling.

(4) The county shall submit an annual report to the cabinet and to any waste management district of which it is a member detailing its solid waste collection activities in accordance with this section and any requirements established by the cabinet by administrative regulation.

(5)[(3)] The county may enter into agreements with any person for the performance of the responsibilities described in this section, including cities within its geographic boundaries, but the county shall be responsible for providing the universal collection program described in this section, except any city of the first or second class having sole responsibility for developing its portion of the solid waste plan shall be responsible for providing the universal collection within its jurisdiction, and except any city contracting for the collection of its solid waste on February 26, 1991, may continue to contract for the collection of its solid waste if the contract provides for disposal in accordance with the area solid waste management plan.

(6)[(4)] If a county or city fails to comply with the provisions of this section, the Commonwealth shall not endorse projects that generate solid waste under the Kentucky intergovernmental review process for the county or city.

(7)[(5)] A commercial or industrial entity which transports or contracts for the transport of the municipal solid waste it generates or which operates an industrial solid waste management facility for its exclusive use may be excluded from participation in the universal collection program, if the commercial or industrial entity demonstrates to the county that the solid waste generated is disposed of in accordance with applicable statutes and administrative regulations.

Section 6. KRS 224.43-345 is amended to read as follows:

(1) Each area solid waste management plan shall be prepared in accordance with any administrative regulations of[to be adopted by] the cabinet and shall be required to include the following:

(a) Identification of the area that will be included in the plan;

(b) A demographic study of the planning area of current and projected populations five (5), ten (10) and twenty (20) years in the future. A projection of the amount and source of solid waste generated, collected, and requiring disposal at municipal solid waste disposal facilities for each of these time periods shall be provided;

(c) An inventory and description of all existing solid waste management facilities and activities. The description shall include their identity, location, life expectancies, ownership, cost to the users, and level of compliance with state and federal laws. The description is not required to include any solid waste management facility which is operated exclusively by a solid waste generator on property owned by the solid waste generator for the purpose of accepting solid waste from the solid waste generator or waste generated at another facility owned and operated by the generator or wholly-owned subsidiary. After commencement of operation by a solid waste generator of a solid waste disposal facility which is permitted but not included in a solid waste management plan, an amendment to a solid waste management plan shall be required for any solid waste which is to be no longer disposed by the solid waste generator in its own solid waste disposal facility;

(d) An estimate of the area's long-range needs for solid waste management and facilities for five (5), ten (10), and twenty (20) years into the future;

(e) Identification and assessment of current and future solid waste management problems faced by the area. List any deficiencies with existing solid waste management facilities in meeting current and future area needs, and identify opportunities for improvement;

(f) Outline short-term, mid-term, and long-term goals and objectives of the solid waste management area. The goals and objectives shall be consistent with the[state] policies and goals set out in Section 1 of this Act;

(g) Based on the problems, needs, goals, and objectives previously identified, identify alternative approaches to solid waste management and select the optimal alternatives. Solid waste management activities and facilities to be addressed include:

1. Identification of those regulations and ordinances which provide for proper, safe, and sanitary management of solid waste;

2. A description of proposed improvements to existing solid waste collection and transportation systems necessary to achieve universal collection;

3. Establishment of a siting procedure and development program to assure the orderly location, development, and financing of new or expanded municipal solid waste management facilities. The plan shall demonstrate how all persons in the planning area will within the near future have reasonable opportunity to dispose of their waste in a manner that complies with state and federal laws;

4. Identification of planned programs for the control and cleanup of litter and open dumps. The programs shall include: identification of an approved[a] schedule for the cleanup of[illegal] open dumps in existence as of October 1, 2002[dump sites which will result in the cleanup of those sites within one (1) year of cabinet approval of the plan]; an annual survey of the planning area[county] to discover new open dumps[sites] which shall then be scheduled for cleanup within one (1) year unless the cabinet approves a longer schedule;[and] measures to prevent the recurrence of dumping at sites which are cleaned up; cleanup of litter along public roads three (3) times per year; and cleanup of litter along city streets two (2) times per year. In these public road cleanups and also open dump cleanups, nonviolent misdemeanant and Class D felon inmate laborers may be used. A county that does not receive in any year an allocation from the Kentucky Pride Fund sufficient to complete the number of road cleanups provided for in this section shall not be deemed out of compliance;

5. An assessment of opportunities to reduce the need for land disposal by banning grass clippings, leaves, and other yard wastes from municipal solid waste disposal facilities and the institution of composting operations for grass clippings, leaves, and other yard wastes;

6. Establishment of a plan to reduce the need for land disposal through waste reduction and recycling, materials recovery, and energy recovery and the provision of opportunities for recycling that may include, but are not limited to, drop-off centers or door-to-door collection. Where recycling or material recovery is not deemed feasible, specific factual analysis shall be provided to support the conclusion; and

7. A description of any proposed recycling, materials recovery, or energy recovery plan or facility;

(h) A five (5) year schedule and description of activities to be undertaken to implement the proposed plan;

(i) A description of short-term costs of the plan including capital and operational costs[on a per ton and per capita basis] for each element of the plan, and the identification of the means of financing plan implementation;

(j) Designation of the governing body for implementation of the solid waste management plan or components of the plan. A description of its responsibilities and authority shall be provided;

(k) A description of proposed surveillance and enforcement procedures to assure that solid waste in the planning area is properly managed. Identification of modifications to local laws and regulations necessary to implement the area plan;

(l) Specific provisions to assure that adequate capacity for a ten (10) year period shall be available for municipal solid waste generated in the solid waste management area, and identification of any additional capacity authorized for disposal of out-of-area municipal solid waste;

(m) Contractual agreements for use of waste disposal capacity at any municipal solid waste disposal facility inside or outside the waste management area identified and relied upon in the plan;

(n) Provisions to assure achievement of[reductions in municipal solid waste requiring disposal, consistent with] the policies and goals of KRS 224.43-010;

(o) Establishment of a public information and participation process including the following components;

1. Formation of an advisory committee comprised of local residents, and business and industry representatives;
2. Preparation of a draft plan for public notice and comment;
3. Convening of a public hearing upon request; and
4. Publication of a response to public comments.

(2) A[The] solid waste management plan complying with subsection (1) of this section[shall consist of two (2) parts. The first part shall contain the information described in subsection (1)(a) through (1)(d) and (1)(l) of this section and] shall be submitted to the cabinet by October 1, 2002, and updated every five (5) years thereafter[1991. The second part shall contain the information described in subsection (1)(a) through (1)(o) of this section and shall be submitted to the cabinet by January 1, 1993. The cabinet shall approve or disapprove the first part of the plan within thirty (30) days of receipt, and the second part of the plan within one hundred twenty (120) days of receipt]. The cabinet shall make its determination approving or disapproving a plan within one hundred twenty (120) days of receipt. A plan on which the cabinet has not yet made a determination shall remain in effect until the determination is made.

Section 7. KRS 30A.190 is amended to read as follows:

All fees, fines, forfeitures, and costs in any District Court or Circuit Court case shall be collected and accounted for by the Circuit Court clerk and paid into the State Treasury, except that sixty percent (60%) of any fines imposed for the violation of KRS Chapter 150 or KRS Chapter 235 shall when collected be paid into the fish and game fund, sixty percent (60%) of any fines imposed for the violation of Section 8, 9, or 10 of this Act shall when collected be paid to the county in which the violation occurred, and forty percent (40%) of any fines imposed for the violation of Section 8, 9, or 10 of this Act shall, when collected, be paid to the agency issuing the citation.

Section 8. KRS 433.753 is amended to read as follows:

(1) When any paper, waste material, litter or other refuse is thrown or dropped from a motor vehicle, the operator thereof shall be deemed prima facie to be guilty of criminal littering.

(2) It shall be the duty of the Kentucky State Police, county sheriffs and police officers, solid waste coordinators appointed by a county or waste management district, city police officers, and all other law enforcement and peace officers within their respective jurisdictions, to enforce the criminal littering laws and the provisions of KRS 224.40-100.

(3) Any city or county may offer and pay rewards for the giving of information leading to the arrest and conviction of any person, firm or corporation for commission of the offense of criminal littering.

(4) Violators may prepay to the Circuit Court clerk if prepayment is so noted on the citation and if the littering offense is not combined with an offense that is not prepayable.

Section 9. KRS 433.757 is amended to read as follows:

(1) When any litter as defined in KRS 512.010 is thrown or dropped from a motorboat or vessel as defined in KRS 235.010, the operator thereof shall be deemed prima facie to have violated KRS 512.070.

(2) It shall be the duty of officers of the Department of Fish and Wildlife Resources as provided in KRS 235.010 and KRS Chapter 150 and all other law enforcement and peace officers of the Commonwealth and its political subdivisions and solid waste coordinators to enforce the provisions of KRS 512.070.

(3) Any city or county may offer and pay rewards for the giving of information leading to the arrest and conviction of any person, firm, or corporation for a violation of KRS 512.070.

(4) Violators may prepay to the Circuit Court clerk if prepayment is so noted on the citation and if the littering offense is not combined with an offense that is not prepayable.

Section 10. KRS 512.070 is amended to read as follows:

(1) A person is guilty of criminal littering when he:

(a) Drops or permits to drop on a highway any destructive or injurious material and does not immediately remove it; or

(b) Knowingly places or throws litter on any public or private property or in any public or private water without permission; or

(c) Negligently places or throws glass or other dangerous pointed or edged substances on or adjacent to water to which the public has access for swimming or wading or on or within fifty (50) feet of a public highway; or

(d) Discharges sewage, minerals, oil products or litter into any public waters or lakes within the state.

(2) Criminal littering is a Class A misdemeanor.

(3) Violators may prepay to the Circuit Court clerk if prepayment is so noted on the citation and if the littering offense is not combined with an offense that is not prepayable.

Section 11. KRS 109.0415 is amended to read as follows:

(1) As to any county for which an initial county or area solid waste management plan was not approved by the cabinet as of March 15, 1992, a county solid waste management plan submitted to the cabinet shall not become effective if fifty-one (51) percent of the registered voters eligible to vote in the last Presidential election sign and file a petition with the county clerk and the cabinet requesting submission of the plan to voter approval. The petition shall be filed within one hundred fifty (150) days of the fiscal court vote approving the plan.

(2) If the county clerk determines that the petition is in proper order, the clerk shall certify the petition to the fiscal court. The fiscal court shall direct that the question be placed before the voters at a special election held less than sixty (60) days from the certification of the petition. The fiscal court shall bear the costs of advertising and placing the question before the voters.

(3) The county clerk shall advertise the question as provided in KRS Chapter 424 and shall instruct the voters to vote "yes" or "no" on acceptance of the solid waste management plan. The results of the vote shall be certified to the fiscal court of the county and the cabinet. The cabinet shall not approve a county solid waste management plan if at least sixty (60) percent of those voting vote "no."

(4) The provisions of this section shall not apply to any subsequent plan submitted by any county.

[(5) For the purposes of subsection (1) of this section, "initial" means the first part of the solid waste management plan described in KRS 224.43-345(2). For the purposes of subsection (4) of this section, "subsequent" means the second part of the plan described in KRS 224.43-345(2), or any amendments to the first part of the plan.]

Section 12. KRS 431.100 is amended to read as follows:

(1) Except as provided in this section, all fines and forfeitures imposed by law or ordinance shall inure to and vest in the Commonwealth.

(2) Fines and forfeitures imposed by law for violation of KRS 222.202 or ordinances relating to similar subject matter shall inure to and vest in the Commonwealth and shall be placed in a special fund in the State Treasury, which shall not lapse, and which, effective July 1, 1987, shall be used solely by the Cabinet for Health Services for the provision of treatment and counseling programs for alcoholics.

(3) Sixty percent (60%) of fines for violation of KRS 512.070 shall , when collected, be transferred by the circuit clerk to the county treasurer for inclusion in the general fund of the county in which the offense occurs and forty percent (40%) shall be transferred to the agency that issued the citation.

(4) Court costs assessed pursuant to KRS 610.360 shall be placed in a trust and agency account in the State Treasury which shall be subject to appropriation by the General Assembly for the purposes of providing services and programs and for matching funds for grants for providing services and programs to juvenile public offenders.

(5) The court shall not order a fine, forfeiture, service fee, cost, or any other money due the state or any other public officer paid to any person or organization other than one specifically required by statute nor shall a court suspend payment of a fine, forfeiture, service fee, cost, or any other money due the state if the defendant makes a payment to another person or organization.

Section 13. KRS 109.011 is amended to read as follows:

The General Assembly of the Commonwealth of Kentucky hereby finds, determines, and declares, as follows:

(1) That an ever-increasing volume of solid waste both within and outside the Commonwealth is being generated as a result of increasing economic and commercial activity, continuing technological progress, and changes in methods of manufacturing, packaging, and marketing of consumer products, which results in additional solid wastes discarded by the users of these products;

(2) That the continued economic and population growth of the Commonwealth has required increased industrial and commercial expansion and has made necessary the demolition of obsolete structures, the construction of new structures, the provision of highways and other avenues of transportation, and the construction and installation of public works which, together with pre-existing commercial, industrial, and agricultural operations, have resulted in the generation of further volumes of solid waste;

(3) That the handling of solid wastes has been primarily carried out through the dumping of wastes on open soil and in landfills, which in some cases are inimical to the public health, safety, and welfare;

(4) That by the enactment by the Congress of the United States of the Resource Conservation and Recovery Act of 1976 (Public Law 94-580), as amended, the collection, sanitary disposal, and recovery of solid waste has been determined to be a matter of nationwide importance, recognizing that the management of solid waste should continue to be primarily the function of state, regional, and local agencies; and that pursuant to this federal law, the Commonwealth has taken and will take certain actions in respect to the planning and implementation of solid waste plans within the guidelines of time requirements set forth in this federal law;

(5) That as a result of the conditions described in the foregoing findings, problems of solid waste collection, management, and treatment, and resource recovery activities in connection therewith have become a matter of statewide concern necessitating action by the General Assembly to:

(a) Enable responsible planning and management agencies to be created to define solid waste management requirements, with all of the foregoing subject to regulation by the Natural Resources and Environmental Protection Cabinet;

(b) Assist those units of government primarily responsible for the management of solid waste and the acquisition, financing and operation of facilities to dispose of solid waste to fulfill their functions in a responsible and proper manner with primary emphasis on the regionalization of these functions; and

(c) Reduce the amount of solid waste generated and disposed in Kentucky;

(6) That it is the intent of the General Assembly of the Commonwealth of Kentucky that the primary responsibility for adequate solid waste collection, management, treatment, disposal, and resource recovery shall rest with combinations of counties and waste management districts, subject to standards set by administrative regulations adopted by the Natural Resources and Environmental Protection Cabinet. In those cities currently operating solid waste management systems, the city and county may assume joint responsibility of preparing a solid waste management plan. If it is in the best public interest to do so and with the mutual agreement of both the county and city, a county may delegate responsibility for adequate collection, management, treatment, disposal, or materials recovery to a city. This delegation of responsibility is contingent upon the approval of a solid waste management plan by the cabinet. The purpose of delegating responsibilities shall be to effectuate the safe and sanitary management, use, and handling of solid waste, the protection of the health, welfare, and safety of the citizens and inhabitants of the Commonwealth, and for making the most efficient use of all resources for the benefit of the citizens and inhabitants of the Commonwealth;

(7) That the General Assembly recognizes the generation of solid waste is inevitable, but much of it is unnecessary and should be discouraged. However, where solid waste does exist, it should be considered to the extent possible as a valuable resource, and be made use of wherever and whenever desirable and economically justifiable. Therefore, it shall be the policy of the Commonwealth to, above all things, encourage resource conservation and preservation of our natural resources before waste contributes in a needless fashion to the volumes of solid waste and litter produced by our society; but in dealing with existing solid waste, materials recovery from the solid waste stream is deemed to be the most environmentally sound alternative for handling waste;

(8) It is not the intent of this chapter to prohibit or discourage the participation of the private sector in any aspect of solid waste management. Moreover, it is preferable for solid waste management functions to be performed by the private sector when it is in the best interests of the public and conforms with the policies and provisions in this chapter;

(9) It is the intent of the General Assembly that counties and waste management districts cooperate to develop and implement the solid waste management plans mandated by KRS Chapter 224 and the administrative regulations adopted by the cabinet with the goal of regionalizing the management of solid waste;

(10) It is the intent of the General Assembly that waste requiring disposal in municipal solid waste disposal facilities be reduced and that solid waste be managed in an environmentally protective manner;

(11) Notwithstanding any provision of KRS Chapters 82, 83, and 94, it is the intent of the General Assembly that this chapter and KRS 67.083(3)(o) provide counties with authority to develop a solid waste management system for solid waste generated within the geographical boundaries of the county, consistent with the provisions of this chapter and KRS Chapter 224. It is further the intent of the General Assembly that cities be authorized to finance, own, and operate solid waste management systems with the consent of the county or by contract with the county, except that in the event a county fails to submit a solid waste management plan pursuant to KRS Chapter 224 cities may proceed to develop solid waste management systems consistent with administrative regulations adopted by the cabinet pursuant to KRS Chapter 224. Cities that develop solid waste management facilities pursuant to this section shall have all the powers and restrictions set forth for counties in KRS 109.041, 109.056, and 109.059[, and 109.062]; and

(12) It is the intent of the General Assembly that waste management districts which are formed and operated under this chapter shall comply with the standards set by administrative regulations adopted by the cabinet pursuant to KRS Chapter 224.

Section 14. KRS 109.041 is amended to read as follows:

(1) In addition to all other powers enumerated in Chapter 67 and other sections of the Kentucky Revised Statutes, counties, acting by and through their fiscal courts, may own and hold the permit for, plan, initiate, acquire, construct, and maintain solid waste management facilities, enter into contracts or leases with private parties for the design, construction, or operation of a publicly-owned solid waste management facility, and adopt administrative regulations with respect thereto in accordance with this chapter. It is hereby determined and declared that in the implementation, acquisition, financing, and maintenance of solid waste management facilities, and in the enforcement of their use, counties will be performing state functions duly delegated to them for the public welfare. In such regard, the right of counties to condemn land necessary for the acquisition of solid waste management facilities pursuant to the Eminent Domain Act of Kentucky and to exercise the police power in respect thereto is confirmed. Any county may contract with third parties for the management by public or private means of solid waste within the county.

(2) No solid waste management facility shall be acquired and constructed until the construction thereof has been approved in writing by the cabinet. Planning for a solid waste management facility shall be conducted in accordance with the policy set forth in KRS 109.011(7) and KRS Chapter 224.

(3) [Except as provided in KRS 109.062,]No county or waste management district shall prohibit or otherwise restrict materials recovery by:

(a) Any materials recovery operation in existence in the county or district on the effective date of the mandatory program;

(b) Any person supplying material to materials recovery operations on the effective date of the mandatory program;

(c) Any new materials recovery operation that reclaims the same type of materials as materials recovery operations included in paragraph (a) of this subsection;

(d) Any new suppliers to materials recovery operations included in paragraphs (a) and (c) of this subsection;

(e) Any materials recovery operation for glass, plastic, or metal beverage containers, unless a commitment has been made by a local government or other political subdivision of the state, by ordinance or contract, to a solid waste project consistent with the provisions of this chapter, that is dependent upon the materials recovery of glass, plastic, or metal beverage containers to meet its financial obligations for said project, and such commitment has been made prior to the operation of any other such materials recovery facility in the county or district; or

(f) Any other materials recovery operation within the county or district not included in paragraphs (a) through (e) of this subsection or the supply of materials to such operation unless it is established that such operation would jeopardize the ability of a local government or other political subdivision of the state to meet financial obligations incurred in the maintenance, operation, or amortization of capital acquisition costs for a solid waste management facility.

(4) Notwithstanding any other provision of the Kentucky Revised Statutes to the contrary, no county or waste management district shall regulate special wastes as defined in KRS 224.50-760, other than sludge from water and waste water treatment facilities as it pertains to landfarming, or solid waste from agricultural or mining operations.

(5) Any county undertaking the planning, implementation, construction, installation, acquisition, and financing of a solid waste management facility pursuant to this chapter shall have the authority set forth in Chapter 58 of the Kentucky Revised Statutes concerning the financing of such solid waste management facility, including the authority to promulgate, enforce, and collect reasonable rates, rentals, and charges for the use of such solid waste management facility.

(6) Bonds authorized to be issued by any county pursuant to the authority of this chapter for the financing of solid waste management facilities may be sold at either private or public sale as may in the sound discretion of the county be in the best interests of the county.

(7) Any county undertaking solid waste management pursuant to the provisions of this chapter may contract with any person for the provision of solid waste management services. A county may contract with any city to provide solid waste management services or may delegate the responsibility for solid waste management within incorporated areas to a city when the city agrees to assume such responsibility. In connection with solid waste management, any county may enter into contracts with any person for any term of years.

(8) Counties are authorized to charge a reasonable fee to transporters for the handling of their waste at a solid waste management facility approved by the cabinet.

(9) Counties are authorized to sell or market materials and energy recovered from solid waste and to enter into long-term contracts guaranteeing supply to insure markets for the sale of recovered products.

(10) In carrying out the provisions of this chapter, counties shall be subject to standards set by regulations adopted by the cabinet on waste management pursuant to KRS Chapter 224.

(11) No county or waste management district shall prohibit long-term contracts by ordinance or other means.

(12) Counties are expressly authorized in addition to the powers enumerated in KRS Chapter 65 and this chapter to contract with one another in order to regionalize solid waste management to the maximum extent practicable.

(13) Notwithstanding any other provision of law, a fiscal court may, by ordinance, create a solid waste district to exercise the powers of the county pursuant to this chapter, except that a district created for this purpose shall not levy or collect ad valorem property taxes.

Section 15. KRS 224A.011 is amended to read as follows:

As used in this chapter, unless the context requires otherwise:

(1) "Administrative fee" means a fee assessed and collected by the authority from borrowers under assistance agreements, to be used for operational expenses of the authority.

(2) "Applicable interest rate" means the rate of interest which shall be used as part of the repayment criteria for an assistance agreement between a governmental agency and the authority, and shall be determined by the authority pertinent to the source of funds from which the assistance agreement is funded.

(3) "Assistance agreement" means the agreement to be made and entered into by and between a governmental agency and the

authority, as authorized by this chapter, providing for a lease, loan, services, or grant to the governmental agency or for the purchase of obligations issued by the governmental agency, and for the repayment thereof to the authority by the governmental agency.

(4) "Authority" means the Kentucky Infrastructure Authority, which is created by this chapter.

(5) "Authority revenues" means the totality of all:

(a) Service charges;

(b) Utility tax receipts, to the extent not otherwise committed and budgeted by the authority during any fiscal period of the authority;

(c) Any gifts, grants, or loans received, to the extent not otherwise required to be applied;

(d) Any and all appropriations made to the authority by the General Assembly of the Commonwealth of Kentucky, to the extent not otherwise required to be applied;

(e) All moneys received in repayment of and for interest on any loans made by the authority to a governmental agency, except as provided in KRS 224A.111, 224A.1115, and 224A.112,[and 224A.270,] or as principal of and interest on any obligations issued by a governmental agency and purchased by the authority, or as receipts under any assistance agreement;

(f) The proceeds of bonds or long-term debt obligations of governmental agencies pledged to the payment of bond anticipation notes issued by the authority on behalf of the said governmental agency to provide interim construction financing; and

(g) Payments under agreements with any agencies of the state and federal government.

(6) "Borrower or borrowing entity" means any agency of the state or its political subdivisions, any city, or any special district created under the laws of the state acting individually or jointly under interagency or interlocal cooperative agreements to enter into assistance agreements with the authority.

(7) "Community flood damage abatement project" means any structural or nonstructural study, plan, design, construction, development, improvement, or other activity to provide for flood control.

(8) "Construction" means and includes, but is not limited to:

(a) Preliminary planning to determine the economic and engineering feasibility of infrastructure projects, the engineering, architectural, legal, fiscal, and economic investigations, and studies necessary thereto, and surveys, designs, plans, working drawings, specifications, procedures, and other actions necessary to the construction of infrastructure or solid waste projects;

(b) The erection, building, acquisition, alteration, remodeling, improvement, or extension of infrastructure or solid waste projects; and

(c) The inspection and supervision of the construction of infrastructure or solid waste projects and all costs incidental to the acquisition and financing of same. This term shall also relate to and mean any other physical devices or appurtenances in connection with, or reasonably attendant to, infrastructure or solid waste projects.

(9) "Dams" means any artificial barrier, including appurtenant works, which does or can impound or divert water, and which either:

(a) Is or will be twenty-five (25) feet or more in height from the natural bed of the stream or watercourse at the downstream toe of the barrier, as determined by the natural resources cabinet; or

(b) Has or will have an impounding capacity at maximum water storage elevation of fifty (50) acre feet or more.

(10) "Distribution facilities" means all or any part of any facilities, devices, and systems used and useful in obtaining, pumping, storing, treating, and distributing water for agricultural, industrial, commercial, recreational, public, and domestic use.

(11) "Federal act" means the Federal Clean Water Act (33 U.S.C. secs. 1251 et seq.) as said federal act may be amended from time to time in the future, or any other enactment of the United States Congress providing funds that may assist in carrying out the purposes of the authority.

(12) "Federally assisted wastewater revolving fund" means that fund which will receive federal and state funds or the proceeds from the sale of revenue bonds of the authority for the purpose of providing loans to finance construction of publicly owned treatment works as defined in Section 212 of the federal act and for the implementation of a management program established under Section 319 of the federal act and for the development and implementation of a conservation and management plan under Section 320 of the federal act.

(13) "Governmental agency" means any incorporated city or municipal corporation, or other agency, or unit of government within or a department or a cabinet of the Commonwealth of Kentucky, now having or hereafter granted, the authority and power to finance, acquire, construct, or operate infrastructure or solid waste projects. This definition shall specifically apply, but not by way of limitation, to incorporated cities; counties, including any counties containing a metropolitan sewer district; sanitation districts; water districts; water associations if these associations are permitted to issue interest-bearing obligations which interest would be excludable from gross income under Section 103 of the Internal Revenue Code of 1986 as amended; sewer construction districts; metropolitan sewer districts; sanitation taxing districts; and any

other agencies, commissions, districts, or authorities (either acting alone, or in combination with one another in accordance with any regional or area compact, or intergovernmental cooperative agreements), now or hereafter established in accordance with the laws of the Commonwealth of Kentucky having and possessing the described powers described in this subsection.

(14) "Industrial waste" means any liquid, gaseous, or solid waste substances resulting from any process of industry, manufacture, trade, or business, or from the mining or taking, development, processing, or recovery of any natural resources, including heat and radioactivity, together with any sewage as is present therein, which pollutes the waters of the state, and specifically, but not by way of limitation, means heat or thermal differentials created in the waters of the state by any industrial processing, generating, or manufacturing processes.

(15) "Infrastructure project" means any construction or acquisition of treatment works, distribution facilities, or water resources projects instituted by a governmental agency or an investor-owned water utility which is approved by the authority and, if required, by the natural resources cabinet, Public Service Commission, or other agency; solid waste projects; dams; storm water control and treatment systems; gas or electric utility; or any other public utility or public service project which the authority finds would assist in carrying out the purposes set out in KRS 224A.300.

(16) "Infrastructure revolving fund" means that fund which will receive state funds, the proceeds from the sale of revenue bonds of the authority or other moneys earmarked for that fund for the purpose of providing loans or grants to finance construction or acquisition of infrastructure projects as defined in this section.

(17) "Loan or grant" means moneys to be made available to governmental agencies by the authority for the purpose of defraying all or any part of the total costs incidental to construction or acquisition of any infrastructure project.

(18) "Market interest rate" means the interest rate determined by the authority under existing market conditions at the time the authority shall provide financial assistance to a governmental agency.

(19) "Natural resources cabinet" means the Kentucky Natural Resources and Environmental Protection Cabinet, or its successor, said term being meant to relate specifically to the state agency which is designated as the water pollution agency for the Commonwealth of Kentucky, for purposes of the federal act.

(20) "Obligation of a governmental agency" means a revenue bond, bond anticipation note, revenue anticipation note, lease, or other obligation issued by a governmental agency under KRS 58.010 et seq. or other applicable statutes.

(21) "Person" means any individual, firm, partnership, association, corporation, or governmental agency.

(22) "Pollution" means the placing of any noxious or deleterious substances ("pollutants"), including sewage and industrial wastes, in any waters of the state or affecting the properties of any waters of the state in a manner which renders the waters harmful or inimical to the public health or to animal or aquatic life, or to the use, present or future, of these waters for domestic water supply, industrial or agricultural purposes, or recreational purposes.

(23) "Prioritization schedules" means the list of wastewater treatment works, distribution facilities and water resources projects which the natural resources cabinet has evaluated and determined to be of priority for receiving financial assistance from the federally assisted wastewater revolving fund and the federally assisted drinking water revolving fund, or the list of infrastructure projects which the authority has evaluated and determined to be of priority for receiving financial aid from the infrastructure revolving fund. The evaluation by the authority of infrastructure projects for water systems shall be undertaken with input from the appropriate area development district.

(24) "Solid waste project" means construction, renovation, or acquisition of a solid waste facility which shall be instituted and owned by a governmental agency.

(25) "Recovered material" means those materials which have known current use, reuse, or recycling potential, which can be feasibly used, reused, or recycled, and which have been diverted or removed from the solid waste stream for sale, use, reuse, or recycling, whether or not requiring subsequent separation and processing but does not include materials diverted or removed for purposes of energy recovery or combustion except refuse-derived fuel (RDF), which shall be credited as a recovered material in an amount equal to that percentage of the municipal solid waste received on a daily basis at the processing facility and processed into RDF; but not to exceed fifteen percent (15%) of the total amount of the municipal solid waste received at the processing facility on a daily basis.

(26) "Recovered material processing facility" means a facility engaged solely in the storage, processing, and resale or reuse of recovered material but does not mean a solid waste facility if solid waste generated by a recovered material processing facility is managed in accordance with KRS Chapter 224 and administrative regulations adopted by the cabinet.

(27) "Revenue bonds" means special obligation bonds issued by the authority as provided by the provisions of this chapter, which are not direct or general obligations of the state, and which are payable only from a pledge of, and lien upon, authority revenues as provided in the resolution authorizing the issuance of the bonds, and shall include revenue bond anticipation notes.

(28) "Service charge" means any monthly, quarterly, semiannual, or annual charge to be imposed by a governmental agency, or by the authority, for any infrastructure project financed by the authority, which service charge arises by reason of the existence of, and requirements of, any assistance agreement.

(29) "Sewage" means any of the waste products or excrements, or other discharges from the bodies of human beings or animals, which pollute the waters of the state.

(30) "Solid waste" means "solid waste" as defined by KRS 224.01-010(31)(a).

(31) "Solid waste facility" means any facility for collection, handling, storage, transportation, transfer, processing, treatment, or disposal of solid waste, whether the facility is associated with facilities generating the waste or otherwise, but does not include a container located on property where the waste is generated and which is used solely for the purpose of collection and temporary storage of that solid waste prior to off-site disposal, or a recovered material processing facility.

(32) "Solid waste revolving fund" means that fund which shall receive state funds, the proceeds from the sale of revenue bonds of the authority, or other moneys earmarked for the purpose of providing loans or grants to finance solid waste projects defined in this section.

(33) "State" means the Commonwealth of Kentucky.

(34) "System" means the system owned and operated by a governmental agency with respect to solid waste projects, treatment works, or infrastructure projects financed as provided by the assistance agreement between the governmental agency and the authority.

(35) "Treatment works" or "wastewater treatment works" means all or any part of any facilities, devices, and systems used and useful in the storage, treatment, recycling, and reclamation of wastewater or the abatement of pollution, including facilities for the treatment, neutralization, disposal of, stabilization, collecting, segregating, or holding of wastewater, including without limiting the generality of the foregoing, intercepting sewers, outfall sewers, pumping power stations, and other equipment and their appurtenances; extensions, improvements, remodeling, additions, and alterations thereof, and any wastewater treatment works, including site acquisition of the land that will be an integral part of the wastewater treatment process, or is used for ultimate disposal of residues resulting from wastewater treatment, together with any other facilities which are deemed to be treatment works in accordance with the federal act.

(36) "Variable rate revenue bonds" means revenue bonds the rate of interest on which fluctuates either automatically by reference to a predetermined formula or index or in accordance with the standards set forth in KRS 224A.120.

(37) "Wastewater" means any water or liquid substance containing sewage, industrial waste, or other pollutants or contaminants derived from the prior use of these waters.

(38) "Water resources" means all waters of the state occurring on the surface, in natural or artificial channels, lakes, reservoirs, or impoundments, and in subsurface aquifers, which are available, or which may be made available to agricultural, industrial, commercial, recreational, public, and domestic users.

(39) "Water resources project" means any structural or nonstructural study, plan, design, construction, development, improvement, or any other activity including programs for management, intended to conserve and develop the water resources of the state and shall include all aspects of water supply, flood damage abatement, navigation, water-related recreation, and land conservation facilities and measures.

(40) "Waters of the state" means all streams, lakes, watercourses, waterways, ponds, marshes, wells, springs, irrigation systems, drainage systems, and all other bodies or accumulations of water, surface and underground, natural or artificial, which are situated wholly or partly within, or border upon, this state, or are within its jurisdiction, except those private waters which do not combine or effect a junction with natural, surface, or underground waters.

(41) "Utility tax" means the tax which may be imposed by the authority on every purchase of water or sewer service in the Commonwealth of Kentucky.

Section 16. KRS 224A.100 is amended to read as follows:

The authority may enter into assistance agreements with governmental agencies, and governmental agencies may enter into assistance agreements with the authority in connection with infrastructure projects. Each assistance agreement shall be subject to review by the Capital Projects and Bond Oversight Committee of the Legislative Research Commission and may contain and include such provisions as may be agreed upon by the parties thereto, and shall include and prescribe the following provisions:

(1) An estimate of the reasonable cost of the infrastructure project, as determined by the authority;

(2) The amount of the total rentals under any lease of an infrastructure project, loans or grants to be made to the governmental agency, financing payments, or obligations of the governmental agency to be purchased by the authority;

(3) The time or times at which the rentals, loans or grants, financing payments or the purchase price of a governmental agency shall become payable by or to the governmental agency;

(4) The specific purpose or purposes for which the leased infrastructure project will be used or the proceeds of the purchase of obligations of the governmental agency or loan or grant made pursuant to the assistance agreement shall be expended;

(5) The conditions under which the leased infrastructure project will be used or the proceeds of the purchase of obligations of the governmental agency or loan or grant may be expended on account of the infrastructure project by the governmental agency;

(6) An agreement by the governmental agency:

   (a) To proceed expeditiously with and promptly complete the infrastructure project or cause same to be completed in accordance with plans and specifications approved by federal and state regulatory agencies;

   (b) To commence or cause to be commenced operation of the infrastructure project on completion of construction, and not to discontinue operations or dispose of such infrastructure project without the approval of the authority;

(c) To operate and maintain or cause to be operated and maintained the infrastructure project in accordance with the applicable provisions of federal and state law;

(d) To disclose fully to the authority all applications for or award of grants or loans for financial assistance, if any;

(e) To provide for the payment of the governmental agency's share of the cost of the infrastructure project, if the entire infrastructure project is not financed by assistance from the authority and describe with specificity the manner in which the governmental agency proposes to finance its share of such cost, if any;

(7) A provision that, if assistance which was not included in the calculation of the loan or grant payable pursuant to subsection (2) of this section becomes available to the governmental agency, the amount of the assistance from the authority shall be recalculated with the inclusion of the additional assistance, and the governmental agency shall pay to the authority the amount, if any, by which the loan or grant actually made, exceeds the loan or grant as determined by the recalculation;

(8) The extent to which the assistance from the authority shall be repaid to the authority, which shall not be less than the sum of the following, except as provided under KRS 224A.111, 224A.112,[224A.270,] and[KRS] 224A.1115:

(a) The aggregate principal amount of the loan; and

(b) Interest on the aggregate balance of the principal amount of the loan from time to time remaining unpaid, computed at the applicable interest rate, plus not to exceed one-quarter of one percent (0.25%), except as provided for in KRS 224A.111, 224A.112,[224A.270,] and[KRS] 224A.1115;

(9) The time or times and amounts when the repayments required by subsection (8) of this section shall be made by the governmental agency to the authority;

(10) The extent to which a service charge shall be imposed by the governmental agency. Any service charge shall be calculated to produce amounts sufficient to meet the repayment schedule prescribed by subsection (8) of this section; and

(11) An agreement between the governmental agency and the authority that upon any failure of the governmental agency to make payment to the authority in accordance with the time schedule and repayment schedule fixed by the assistance agreement of the amounts prescribed by said schedules, that in such event the authority may, without further action, require the State Treasurer to pay to the authority such amount of other state revenues, tax sharing, or other state aid, with the exception of funds in aid to education and funds derived from motor fuel taxes or vehicle license taxes pursuant to Section 230 of the Constitution of Kentucky, as the governmental agency may thereafter become entitled to receive from the state, until all delinquent payments pursuant to the repayment schedule, plus interest thereon, from the date of each delinquency at the applicable interest rate per annum, shall have been paid.

SECTION 17. A NEW SECTION OF SUBCHAPTER 43 OF KRS CHAPTER 224 IS CREATED TO READ AS FOLLOWS:

Exclusive venue for any appeal of a violation, determination, finding of noncompliance, or any other action of the Finance and Administration Cabinet, Natural Resources and Environmental Protection Cabinet, or other state agency relating to any county, urban-county, charter county, consolidated local government, city, special district, or other governmental unit specified in this subchapter and Sections 7, 8, 9, 10, 11, 12, 13, 14, 15, and 16 of this Act shall be in the court of competent jurisdiction of the county which is the subject of the action by the state agency.

Section 18. The following KRS sections are repealed:

109.062 Use of collection system.

109.320 Exemption from pick-up fee.

224A.270 Solid waste revolving fund -- Uses.

224A.280 Solid waste grant program.

224A.290 Short title."

Signed: April 15, 2002 - Representatives Stumbo, Hoffman, Rader, and Webb; Senators Herron, Harris, Kelly, McGaha, and Worley. The above-named members, in separate votes by house, all concur in the provisions of this report.

The Free Conference Committee Report on **HB 174** was adopted by voice vote.

Representative Stumbo moved that **HB 174,** as amended by the Free Conference Committee Report, be passed.

On the roll call the vote was: **Yeas 72, Nays 21.** (See April 15, 2002, roll call on **HB 174** - Appendix.)

HB 174, as amended by the Free Conference Committee Report was passed, and the title agreed to.

Representative Stumbo moved that the vote by which **HB 174**, as amended was passed be reconsidered and said motion be placed on the table. Agreed.

Representative Stumbo moved that the rules be suspended to introduce and act on a resolution. Agreed.

Introduction of Bills and Resolutions (Continued)

HR 304, by Representatives Palumbo and Stumbo: A RESOLUTION memorializing the life and accomplishments of Robert F. Stephens and his tireless devotion to the court system and the citizens of Fayette County and the Commonwealth of Kentucky.

Representative Palumbo moved the adoption of the following **HR 304**:

HR 304, A RESOLUTION memorializing the life and accomplishments of Robert F. Stephens and his tireless devotion to the court system and the citizens of Fayette County and the Commonwealth of Kentucky.

WHEREAS, Robert F. Stephens was born in Covington, Kentucky, and attended Beechwood High School, Indiana University, and law school at the University of Kentucky. While at law school he served 2 years on the Kentucky Law Journal staff and was selected for the Order of the Coif; and

WHEREAS, after graduating from law school Justice Stephens entered the private practice of law, was elected Fayette County Judge in 1970, and was selected as Kentucky's Outstanding County Judge in 1973; and

WHEREAS, while serving as Fayette County Judge, he was in large part responsible for bringing about merged government in Lexington and Fayette County; and

WHEREAS, Robert F. Stephens was elected Attorney General of the Commonwealth of Kentucky and served in that office from 1975 to 1979; and WHEREAS, during his tenure as Attorney General and then as Supreme Court Justice, Robert F. Stephens was a leader in the restructuring of the court system in the Commonwealth; and

WHEREAS, Justice Stephens was appointed to the Kentucky Supreme Court in December of 1979 and served on the Court until 1999; and

WHEREAS, Justice Stephens was elected Chief Justice of the Kentucky Supreme Court in 1982 and served as Chief Justice until 1998, longer than any Chief Justice in the history of the Commonwealth; and

WHEREAS, during his tenure on the Kentucky Supreme Court, Chief Justice Stephens served on various committees of the Conference of Chief Justices and served as President of the Conference of Chief Justices from 1992-93; and

WHEREAS, from 1991-1995, Chief Justice Stephens also served as a member of the National Judicial Council of State and Federal Judges; and

WHEREAS, in 1996, Chief Justice Stephens was elected a Charter Member of the University of Kentucky College of Law Hall of Fame; and

WHEREAS, in 1996, he was inducted into the Warren E. Burger Society, in recognition of his leadership with the National Center for State Courts and the Kentucky Trial Courts; and

WHEREAS, Chief Justice Stephens authored numerous scholarly opinions while on the Supreme Court that impacted the lives of all Kentuckians, but perhaps none more significant than his opinion in Rose v. Council for Better Education, Ky., 790 S.W.2d 186 (1989), which declared Kentucky's primary and secondary school system unconstitutional, and which led to the General Assembly's enactment of the landmark legislation commonly known as the Kentucky Education Reform Act; and

WHEREAS, during his tenure on the Kentucky Supreme Court, Chief Justice Stephens was instrumental in the modernization of Kentucky's court procedures, including the use of videotape to record trials, the use of computer technology in the keeping of court records, and partially removing the confidentiality ban on lawyer disciplinary cases; and

WHEREAS, Chief Justice Stephens' career of public service did not end with his retirement from the Kentucky Supreme Court, because, in May of 1999, Governor Paul E. Patton persuaded Justice Stephens to accept the position of Secretary of the Justice Cabinet where he served until his death; and

WHEREAS, in honor of his tireless efforts on behalf of Kentucky's court system, the new Fayette County Courthouse project bears his name; and

WHEREAS, on April 13, 2002, Chief Justice Stephens passed from this earthly existence with the same dignity and grace with which he lived his life; and

WHEREAS, Chief Justice Stephens is worthy of recognition as the "Kentucky statesman of the 20th Century";

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. The House of Representatives remembers the life and accomplishments of Robert F. Stephens, his tireless devotion to Kentucky's court system, the citizens of Fayette County and the Commonwealth of Kentucky and when the House adjourns this day, it does so in reverent memory and honor of the passing of this great leader.

Section 2. The Clerk of the House is directed to deliver a copy of this resolution to the sponsor for presentation to the family of the late Chief Justice Robert F. Stephens.

There being no objection **HR 304** was adopted.

Representative Palumbo moved that a call of the roll be taken to show co-sponsors of **HR 304**.

On the roll call for co-sponsors the vote was: **Yeas 95**. (See April 15, 2002, roll call to show co-sponsors on **HR 304** - Appendix.)

Representative Stumbo moved that the rules be suspended to introduce and act on a resolution. Agreed.

Introduction of Bills and Resolutions (Continued)

SCR 257, by Senators Williams and Kelley: A CONCURRENT RESOLUTION adjourning the 2002 Regular Session of the General Assembly sine die.

Representative Stumbo moved the adoption of the following **SCR 257**:

SCR 257, A CONCURRENT RESOLUTION adjourning the 2002 Regular Session of the General Assembly sine die.

Be it resolved by the Senate of the General Assembly of the Commonwealth of Kentucky, the House of Representatives concurring therein:

Section 1. When the Senate and the House of Representatives adjourn on April 15, 2002, they do adjourn sine die.

There being no objection **SCR 257** was adopted.

Representative Wilkey moved that the rules be suspended to introduce and act on a resolution. Agreed.

Introduction of Bills and Resolutions (Continued)

HR 302, by Representatives Richards, Thomas and Wilkey: A RESOLUTION adjourning the House of Representatives in loving memory and honor of Tommy W. Cole.

Representative Wilkey moved the adoption of the following **HR 302**:

HR 302, A RESOLUTION adjourning the House of Representatives in loving memory and honor of Tommy W. Cole.

With deepest respect and admiration, we pay homage and tribute to Tommy W. Cole, and we pause in silent reverence for his soul.

WHEREAS, Tommy W. Cole was born on November 7, 1955, a native of Warren County, Kentucky, and he traversed these earthly bounds on April 6, 2002; and

WHEREAS, Tommy W. Cole was the loving son of Hallene Goodrum Cole of Bowling Green, and the late Stanley Wilson Cole; he was the devoted husband of Diane Mason Cole, and he was the loving father of a son, Jason Matthew Cole, and a daughter, Amanda Christine Cole, both of Bowling Green; and he also leaves behind a loving brother, Billy Cole of Bowling Green; and

WHEREAS, Tommy W. Cole was an esteemed member of the Warren County community where he graduated from Western Kentucky University, and after which time, he entered into the banking profession as a manager of corporate banking in Kentucky and Tennessee; he was a manager, commercial loan officer, and executive vice president of Firstar Bank, and he was on the board of directors of Citizens First Bank; and

WHEREAS, Tommy W. Cole was an active and involved citizen, and a devout member of the First Church of the Nazarene where he was a member of the board of directors, treasurer, finance committee chairman, and building fund chairman; he was a member of the Bowling Green Area Chamber of Commerce where he was a director and graduate of Leadership Bowling Green; he was a board member and vice president of strategic development of Houchens Industries, and the owner of South Forty Farms; and

WHEREAS, Tommy W. Cole was treasurer of the Warren County 4-H Foundation and Mammoth Cave Area 4-H Foundation, and director of Kentucky Friends of 4-H, Friends of Lost River, Inc., and SKyPAC; and he was a board member of Bowling Green Christian Academy; he was an associate with the Kentucky High School Athletics' Girls Sweet 16 Tournament, and he was past co-chairman of the Trans Financial Balloon Classic, a member and past state president of Future Business Leaders of America, and a member and past national president of Phi Beta Lambda; and

WHEREAS, the passing of Tommy W. Cole has left a void that cannot be filled, and he is mourned across the length and breadth of the Commonwealth;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. The House of Representatives does hereby express its profound sense of sorrow upon the passing of Tommy W. Cole, and extends to his family and many friends its most heartfelt sympathy.

Section 2. When the House of Representatives adjourns this day, it does so in loving memory and honor of Tommy W. Cole.

Section 3. The Clerk of the House of Representatives is hereby directed to transmit a copy of this Resolution to Mrs. Diane Mason Cole, 1556 Carter Sims Road, Bowling Green, Kentucky 42104.

There being no objection **HR 302** was adopted.

Representative Feeley moved that the rules be suspended for the purpose of recording a vote. Agreed.

Representative Feeley moved that he be recorded as voting "yea" on **HB 174**. Agreed.

Senate Message (Continued)

Message received in regard to **HB 553**: The Senate has passed **HB 553**, by way of Committee Substitute with the following Senate Floor Amendment No. 8. (Time: 8:45 p.m.)

Orders of the Day (Continued)

SB 257, with Committee Substitute and Floor Amendments attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Stumbo moved that the rules be suspended to consider House Floor Amendment No. 22 to the Committee Substitute to **SB 257**. Agreed.

Representative Draud moved the adoption of the Committee Substitute to **SB 257**. Agreed.

Representative Barrows moved that Floor Amendment No. 22 to the Committee Substitute to **SB 257**, be adopted. Agreed.

Representative Draud moved that **SB 257**, by way of Committee Substitute, as amended, be passed.

On the roll call the vote was: **Yeas 93, Nays 0**. (See April 15, 2002, roll call on **SB 257** - Appendix.)

SB 257, by way of Committee Substitute as amended, was passed and the title agreed to.

Representative Draud moved that the vote by which **SB 257**, by way of Committee Substitute, as amended, was passed be reconsidered and said motion be placed on the table. Agreed.

Report On Enrolled Bills (Continued)

The Committee on Enrollment reported that **HB 97, HB 193, HB 391, HB 821,** and **HB 846** were delivered to the Senate and signed by the President. Delivered to the Governor on April 15, 2002 at 8:36 p.m.

The Committee on Enrollment reported that **SB 234** has been examined and found correctly enrolled. Said Bill was read at length, compared and signed in open session by the Speaker, and ordered delivered to the Senate. (Time -8:55 p.m.)

Representative Hoover moved that the rules be suspended to introduce and act on a resolution. Agreed.

Introduction of Bills and Resolutions (Continued)

HR 305, by Representatives Hoover, T. Turner, Ford, and Upchurch: A RESOLUTION memorializing Pulaski County Sheriff Sam Catron and adjourning the House of Representatives in his honor.

Representative Hoover moved the adoption of the following **HR 305**:

HR 305, A RESOLUTION memorializing Pulaski County Sheriff Sam Catron and adjourning the House of Representatives in his honor.

WHEREAS, Sheriff Sam Catron had served the citizens of Pulaski County as sheriff since his election in 1985; and

WHEREAS, Sheriff Sam Catron had served in the field of law enforcement for 25 years, before his term as sheriff, serving as a deputy and also as police chief in the town of Ferguson, Kentucky; and

WHEREAS, Sheriff Sam Catron followed a family tradition of law enforcement started by his well-respected father, Harold Catron; and

WHEREAS, Sheriff Sam Catron has, throughout his career in law enforcement, earned the respect of his peers, as well as the citizens he has protected over the years, and has earned the reputation of being exceptionally dedicated to law enforcement, and has been characterized as being the best sheriff in the past 30 years to serve in Kentucky; and

WHEREAS, Sheriff Sam Catron's tireless efforts in the office, such as working until early hours of the morning, assisting with firefighting, and piloting helicopters in search of controlled substances earned him the title of Sheriff of the Year; and

WHEREAS, on Saturday, April 13, an act of cowardice robbed Sheriff Sam Catron of his life and deprived the citizens of Pulaski County and the Commonwealth of Kentucky of the benefits of his continued excellent public service, and, as importantly, his friendship and love;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. The House of Representatives does hereby express its sincere condolences to the family of Sheriff Sam Catron and affirms that the profound and senseless loss of Sheriff Sam Catron will be felt by the entirety of the Commonwealth of Kentucky.

Section 2. The House of Representatives, while mourning the loss of Sheriff Sam Catron, does hereby laud Sheriff Sam Catron for his more than 25 years of service to the citizens of Pulaski County and the citizens of Kentucky and holds his dedication and professionalism as a sterling example to all the citizens of the Commonwealth of Kentucky.

Section 3. That when the House of Representatives adjourns this day, it does so in memory and honor of Sheriff Sam Catron.

Section 4. The Clerk of the House of Representatives is directed to transmit two copies of this Resolution to Mrs. Jennie Rachel Catron and Sheriff Jim McWhorter in care of the Pulaski County Sheriff's Office, P.O. Box 752, Somerset, Kentucky 42502.

There being no objection **HR 305** was adopted.

Representative Heleringer addressed the House in regard to Representative Allen and asked that they be spread upon the Journal. Agreed.

REMARKS BY REPRESENTATIVE BOB HELERINGER

For those of us not returning to this body next year, our remaining time here is measured not in weeks or days, but in hours.

Before some of us say our final good-byes, I want to say a few words about one of our retiring colleagues with whom I have been so privileged to serve every day of my 23 years here.

About a month ago, the newly-renovated Republican headquarters here in Frankfort was re-dedicated and named for our state's senior U. S. Senator, Mitch McConnell. The honor was well-deserved, but at least one large room of that building should be named for our friend, the Gentleman from Butler, who is retiring after an incredible 29 years of service in this House, nearly ½ of those years he spent in leadership positions, including 1 term as the Republican floor leader.

The great Supreme Court Justice Oliver Wendell Holmes, Jr. once said that "a man must be involved in the action and passion of his times at the peril of being judged never to have lived."

No one ever questioned whether or not the gentleman from Butler was "involved in the action and passion of his times."

He never, ever forgot his roots. The Gentleman from Butler was very nearly the Gentleman from Jefferson. He grew up in a modest home in Louisville's West End, went to public schools, taught school at Shawnee High School, and also worked at the Jeffersonville, Indiana powder plant among other jobs he held during his younger years before he returned to his native Butler County to work his family's farm.

Not only did the Gentleman never forget the simple conservative values of the working-class people he grew up with and worked side-by-side with, he became their spokesman and their champion when he arrived in Frankfort in January 1974.

On their behalf, he fought on this House Floor, for nearly 3 decades, for a strong, two-party system in Kentucky, an idea almost revolutionary in scope at that time. He traveled across this state putting over 400,000 miles on that old Lincoln of his – working tirelessly for 100's of Republican candidates, some of whom are sitting on this Floor today, visible beneficiaries of his unselfish dedication.

(extemporaneous remarks)

We have all benefited from his singular devotion to the important task of building a true 2-party system; because when the competition of ideas and differing points of view is strong and robust, the public is better served, the public policy decisions that are subsequently made will be all the wiser for passing through the crucible of an honest and hard-fought debate.

Yes, the Gentleman from Butler was blunt, outspoken, even defiant, but always with great humor and good cheer. He gave no quarter in debate and asked for none in return. He was the quintessence of consistency asking for no largesse from state budgets in exchange for any compromise of his sincerely – held beliefs. He was, and is, the vigilant sentinel for the middle-class taxpayer, and for rural interests across this great Commonwealth.

The Gentleman from Butler likes to say, tongue planted firmly in cheek, that he is a dime among nickels up here.

Well, Gentleman, on behalf of all of us nickels, it has been a privilege, an honor, and yes, even a thrill, to serve with you in this House – but an even greater honor, privilege and thrill to have you as a friend and I think and hope and trust I speak for all of us assembled here . . . your colleagues whose regard for you extends – as you always liked to say – from the breaks of the Big Sandy to the wide, wide Mississippi.

God Bless and keep you always, Gentleman from Butler, our stalwart Republican hero.

Representative Meeks moved that the rules be suspended for the purpose of recording a vote. Agreed.

Representative Meeks moved that he be recorded as voting "yea" on **HCR 244**. Agreed.

Representative Brinkman moved that the rules be suspended for the purpose of recording a vote. Agreed.

Representative Brinkman moved that he be recorded as voting "yea" on **HCR 244**. Agreed.

Representative Colter moved that the rules be suspended for the purpose of recording a vote. Agreed.

Representative Colter moved that she be recorded as voting "yea" on **HCR 244**. Agreed.

Recess

Representative Stumbo moved that the House recess until 10:00 p.m. Agreed.

At the appointed hour, the Speaker resumed the Chair and called the House to order.

Report On Enrolled Bills (Continued)

The Committee on Enrollment reported that **HB 174, HCR 244, SB 120, SJR 24,** and **SB 107** have been examined and found correctly enrolled. Said Bills and Resolutions were read at length, compared and signed in open session by the Speaker, and ordered delivered to the Senate. (Time -10:50 p.m.)

Orders of the Day (Continued)

SB 2, with Committee Substitute and Floor Amendments attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Marzian moved the adoption of the Committee Substitute to **SB 2**. Agreed.

Representative Nunn moved that Floor Amendment No. 9 to the Committee Substitute to **SB 2**, be adopted. Agreed.

Representative L. Clark moved that Floor Amendment No. 14 to the Committee Substitute to **SB 2**, be adopted. Agreed.

Representative Marzian moved that Floor Amendment No. 1 to the Committee Substitute to **SB 2**, be adopted. Agreed.

Representative Marzian moved that **SB 2**, by way of Committee Substitute, as amended, be passed.

On the roll call the vote was: **Yeas 76, Nays 0**. (See April 15, 2002, roll call on **SB 2** - Appendix.)

SB 2, by way of Committee Substitute as amended, was passed.

Representative Marzian moved that Floor Amendment No. 3 Title to **SB 2**, be adopted. Agreed.

Representative Marzian moved that the vote by which **SB 2**, by way of Committee Substitute, as amended, was passed be reconsidered and said motion be placed on the table. Agreed.

Senate Message (Continued)

Message received in regard to **HB 659**: The Senate has adopted the Free Conference Committee Report No. 2 on **HB 659**, and is notifying this Honorable Body that it has repassed the bill as amended, in Free Conference. (Time: 11:00 p.m.)

Orders of the Day (Continued)

HB 659, with Free Conference Committee Reports attached thereto, taken from Orders of the Day. Representative Stumbo moved that it be placed upon its passage for concurrence or non concurrence of Senate Amendments. Agreed.

Representative L. Clark moved the adoption of the following Free Conference Committee Report No. 2 on **HB 659**.

Representative Hoover rose to a point of information. Representative Hoover noted that the Floor Leader's motion on **HB 659**, which came with letter was to concur or not concur in Senate amendments. He inquired the House was were concurring on a bill with letter.

Representative Stumbo moved the rules be suspended to amend the motion requesting that **HB 659** be placed upon its passage for action upon The Free Conference Committee Report. Agreed.

Representative L. Clark moved the adoption of the following Free Conference Committee Report No. 2 on **HB 659**. Agreed.

The Free Conference Committee on **HB 659** has met as provided in the Rules of the House and Senate and hereby reports the following to be adopted: Adopt the provisions of the GA copy of **HB 659** with the following changes:

On Page 63, line 6, by deleting "clerks", and inserting in lieu thereof "clerk"; and

On Page 292, after line 8, by inserting the following:

"SECTION 235. A NEW SECTION OF KRS CHAPTER 77 IS CREATED TO READ AS FOLLOWS:

(1) If by December 1 following the approval of a consolidated local government, the county containing the adopted consolidated local government has been notified by federal authorities of the attainment of the county of the air quality standards established by the Federal Environmental Protection Agency for ozone, carbon monoxide, and nitrogen dioxide, the air pollution control district board in that county shall upon the effective date of this Act begin the necessary actions to eliminate any vehicle emissions testing program operated in the county by November 1, 2003. The air pollution control district board shall not enter into or renew any contracts with any vendors for the operation of a vehicle emissions testing program which would extend beyond this date.

(2) If a consolidated local government should be notified at a date beyond November 1, 2003, of the county's nonattainment of the air quality standards established by the Federal Environmental Protection Agency for ozone, carbon monoxide, and nitrogen dioxide, notwithstanding the provisions of KRS 77.115, 224.20-130 or 224.20-760 to the contrary, the consolidated local government shall determine the need for the reestablishment, administration, operation, and the role, if any, of an air pollution control district if a vehicle emissions testing program is recreated by the consolidated local government in accordance with KRS 224.20-710 to 224.20-765. Nothing in KRS Chapters 77 and 224 shall preclude a consolidated local government from utilizing other methods and procedures for reaching attainment of the air quality

standards established by the Federal Environmental Protection Agency for ozone, carbon monoxide, and nitrogen dioxide.

Section 236. KRS 238.535 is amended to read as follows:

(1) Any charitable organization conducting charitable gaming in the Commonwealth of Kentucky shall be licensed by the department. A charitable organization qualifying under subsection (8) of this section but not exceeding the limitations provided in this subsection shall be exempt from the licensure requirements when conducting the following charitable gaming activities:

(a) Bingo in which the gross receipts do not exceed a total of twenty-five thousand dollars ($25,000) per year;

(b) A raffle or raffles for which the gross receipts do not exceed twenty-five thousand dollars ($25,000) per year; and

(c) A charity fundraising event or events that do not involve special limited charitable games and the gross gaming receipts for which do not exceed twenty-five thousand dollars ($25,000) per year.

However, at no time shall a charitable organization's total limitations under this subsection exceed twenty-five thousand dollars ($25,000).

(2) Any charitable organization exempt from the process of applying for a license under subsection (1) of this section, shall notify the department in writing, on a simple form issued by the department, of its intent to engage in exempt charitable gaming and the address at which the gaming is to occur. Any charitable organization exempt from the process of applying for a license under subsection (1) of this section, shall comply with all other provisions of this chapter relating to the conduct of charitable gaming, except:

(a) Payment of the fee imposed under the provisions of KRS 238.570; and

(b) The quarterly reporting requirements imposed under the provisions of KRS 238.550(5), unless the exempt charitable organization obtains a retroactive license pursuant to subsection (5) of this section.

Before the last day of each year, a charitable organization exempt from licensure under the provisions of subsection (1) of this section shall file with the department a financial report detailing the type of gaming activity in which it engaged during that year, the total gross receipts derived from gaming, the amount of charitable gaming expenses paid, the amount of net receipts derived, and the disposition of those net receipts. This report shall be filed on a form issued by the department. Upon receipt of the yearly financial report, the department shall notify the charitable organization submitting it that its exemption is renewed for the next year. If the department determines that information appearing on the financial report renders the charitable organization ineligible to possess an exemption, the department shall revoke the exemption. The organization may request an appeal of this revocation pursuant to KRS 238.565. If an exemption is revoked because an organization has exceeded the limit imposed in subsection (1) of this section, the organization shall apply for a retroactive license in accordance with subsection (3) of this section.

(3) If an organization exceeds the limit imposed by any subsection of this section it shall:

(a) Report the amount to the department; and

(b) Apply for a retroactive charitable gaming license.

(4) Upon receipt of a report and application for a retroactive charitable gaming license, the department shall investigate to determine if the organization is otherwise qualified to hold the license.

(5) If the department determines that the applicant is qualified, it shall issue a charitable gaming license retroactive to the date on which the exemption limit was exceeded. The retroactive charitable gaming license shall be issued in the same manner as regular charitable gaming licenses.

(6) If the department determines that the applicant is not qualified it shall deny the license and take enforcement action, if appropriate.

(7) Once a retroactive or regular gaming license is issued to an organization, that organization shall not be eligible for exempt status in the future and shall maintain a charitable gaming license if it intends to continue charitable gaming activities, unless the charitable organization has not exceeded the exemption limitations of subsection (1) of this section for a period of two (2) years prior to its exemption request.

(8) In order to qualify for licensure, a charitable organization shall:

(a) 1. Possess a tax exempt status under 26 U.S.C. secs. 501(c)(3), 501(c)(4), 501(c)(8), 501(c)(10), or 501(c)(19), or be covered under a group ruling issued by the Internal Revenue Service under authority of those sections; or

2. Be organized within the Commonwealth of Kentucky as a common school as defined in KRS 158.030, as an institution of higher education as defined in KRS 164A.305, or as a state college or university as provided for in KRS 164.290;

(b) Have been established by virtue of having an office physically located in the Commonwealth of Kentucky and continuously operating within the Commonwealth of Kentucky for charitable purposes, other than the conduct of charitable gaming, for a period of three (3) years prior to application for licensure. However, a nationally recognized charitable organization with a chapter physically located outside the Commonwealth of Kentucky that can document that it has been providing charitable services to residents of the Commonwealth of Kentucky, other than the conduct of charitable gaming, for a period of three (3) years prior to application for licensure shall be deemed to have met the requirements of this paragraph;

(c) Have been actively engaged in charitable activities during the three (3) years immediately prior to application for licensure and be able to demonstrate, to the satisfaction of the department, reasonable progress in accomplishing its charitable purposes during this period. As used in this paragraph, "reasonable progress in accomplishing its charitable purposes" means the regular and uninterrupted conduct of activities within the Commonwealth or the expenditure of funds within the Commonwealth to accomplish relief of poverty, advancement of education, protection of health, relief from disease, relief from suffering or distress, protection of the environment, conservation of wildlife, advancement of civic, governmental, or municipal purposes, or advancement of those purposes delineated in KRS 238.505(3). In order to demonstrate reasonable progress in accomplishing its charitable purposes when applying to renew an existing license, a licensed charitable organization shall additionally provide to the department a detailed accounting regarding its expenditure of charitable gaming net receipts for the purposes described in this paragraph; and

(d) Have maintained an office or place of business, other than for the conduct of charitable gaming, for one (1) year in the county in which charitable gaming is to be conducted. The office or place of business shall be a separate and distinct address and location from that of any other licensee of the department; except that up to three (3) licensed charitable organizations may have the same address if they legitimately share office space. For the conduct of a raffle, the county in which charitable gaming is to be conducted shall be the county in which the raffle drawing is to be conducted. However, a charitable organization that has established and maintained an office or place of business in the county for a period of at least one (1) year may hold a raffle drawing in a Kentucky county other than that in which the organization's office or place of business is located if the organization notifies the department in writing of the organization's intent to change the drawing's location at least thirty (30) days before the drawing takes place. This written notification may be transmitted in any commercially reasonable means, authorized by the department, including facsimile and electronic mail. The notification shall set out the place and the county in which the drawing will take place. Approval by the department shall be received prior to the conduct of the raffle drawing at the new location. Any charitable organization that was registered with the county clerk to conduct charitable gaming in a county on or before March 31, 1992, shall satisfy this requirement if it maintained a place of business or operation, other than for the conduct of charitable gaming, for one (1) year prior to application in a Kentucky county adjoining the county in which they were registered. Any licensed charitable organization that qualifies to conduct charitable gaming in an adjoining county under this paragraph, shall be permitted to conduct in its county of residence a charity fund raising event.

(9) In applying for a license, the information to be submitted shall include, but not be limited to, the following:

(a) The name and address of the charitable organization;

(b) The date of the charitable organization's establishment in the Commonwealth of Kentucky and the date of establishment in the county in which charitable gaming is to be conducted;

(c) A statement of the charitable purpose or purposes for which the organization was organized. If the charitable organization is incorporated, a copy of the articles of incorporation shall satisfy this requirement;

(d) A statement explaining the organizational structure and management of the organization. For incorporated entities, a copy of the organizations bylaws shall satisfy this requirement;

(e) A detailed accounting of the charitable activities in which the charitable organization has been engaged for the three (3) years preceding application for licensure;

(f) The names, addresses, dates of birth, and Social Security numbers of all officers of the organization;

(g) The names, addresses, dates of birth, and Social Security numbers of all employees and members of the charitable organization who will be involved in the management and supervision of charitable gaming. No fewer than two (2) employees or members of the charitable organization who are involved in the management and supervision of charitable gaming, along with the chief executive officer or the director of the applicant organization, shall be designated as chairpersons;

(h) The address of the location at which charitable gaming will be conducted and the name and address of the owner of the property, if it is owned by a person other than the charitable organization;

(i) A copy of the letter or other legal document issued by the Internal Revenue Service to grant tax-exempt status;

(j) A statement signed by the presiding or other responsible officer of the charitable organization attesting that the information submitted in the application is true and correct and that the organization agrees to comply with all applicable laws and administrative regulations regarding charitable gaming;

(k) An agreement that the charitable organization's records may be released by the federal Internal Revenue Service to the department; and

(l) Any other information the department deems appropriate.

(10) An organization or a group of individuals that does not meet the licensing requirements of subsection (8) of this section may hold a raffle if the gross receipts do not exceed one hundred fifty dollars ($150) and all proceeds from the raffle are

distributed to a charitable organization. The organization or group of individuals may hold up to three (3) raffles each year, and shall be exempt from complying with the notification, application, and reporting requirements of subsections (2) and (9) of this section.

(11) The department may issue a license for a specified period of time, based on the type of charitable gaming involved and the desired duration of the activity.

(12) The department shall charge a fee for each license issued and renewed, not to exceed three hundred dollars ($300). Specific fees to be charged shall be prescribed in a graduated scale promulgated by administrative regulations and based on type of license, type of charitable gaming, actual or projected gross receipts, or other applicable factors, or combination of factors.

(13) (a) A licensed charitable organization may place its charitable gaming license in escrow if:

1. The licensee notifies the department in writing that it desires to place its license in escrow; and

2. The license is in good standing and the department has not initiated disciplinary action against the licensee.

(b) During the escrow period, the licensee shall not engage in charitable gaming, and the escrow period shall not be included in calculating the licensee's retention rate under KRS 238.536.

(c) A charitable organization may apply for reinstatement of its active license and the license shall be reinstated provided:

1. The charitable organization continues to qualify for licensure;

2. The charitable organization has not engaged in charitable gaming during the escrow period; and

3. The charitable organization pays a reinstatement fee established by the department.

(14) Any charitable organization required to be licensed under this chapter or charitable organization considered exempt from licensure under this chapter shall expend in the Commonwealth of Kentucky all of the net receipts it derives from conducting charitable gaming activities for the purposes specified under KRS 238.536(1). As a condition of licensure as a charitable organization, each charitable organization shall provide to the department a detailed accounting regarding its expenditure of charitable gaming net receipts to include the activities in the Commonwealth of Kentucky upon which the net receipts were expended. As a condition of exemption from licensure as a charitable organization, each exempt charitable organization shall provide to the department, on a form issued by the department under subsection (2) of this section, an accounting regarding its expenditures of charitable gaming net receipts to include the activities in the Commonwealth of Kentucky upon which the net receipts were expended.

SECTION 237. A NEW SECTION OF KRS CHAPTER 2 IS CREATED TO READ AS FOLLOWS:

The Kentucky Center for African American Heritage in Louisville is designated as the official center for the celebration of Kentucky's African American heritage.

Section 238. In case of a conflict between Section 235 of this Act and Section 1 of House Bill 618 of this 2002 Regular Session of the General Assembly, it is the intention of the General Assembly that the provisions of Section 235 of this Act shall prevail."; and

Amend title to read, "AN ACT relating to the public good.".

Signed: April 2, 2002 - Representatives Heleringer, Marzian, Clark, and Horlander; Senators Seum, Neal, Tori, and Denton. The above-named members, in separate votes by house, all concur in the provisions of this report.

The Free Conference Committee Report No 2 on **HB 659** was adopted by voice vote.

Representative L. Clark moved that **HB 659** as amended by the Free Conference Committee Report, be passed.

On the roll call the vote was: **Yeas 80, Nays 0**. (See April 15, 2002, roll call on **HB 659** - Appendix.)

HB 659, by way of Free Conference Committee Report No. 2, was passed.

Representative L. Clark moved that the vote by which **HB 659**, by way of Free Conference Committee Report No. 2, was passed be reconsidered and said motion be placed on the table. Agreed.

Motions, Petitions, and Communications (Continued)

Representative Stumbo moved that no more business be conducted with the exception of enrolling and engrossing of bills and the receipt of Senate Messages. Agreed.

Representative Stumbo moved that when the House adjourns, it be by voice vote. Agreed.

Representative Stumbo moved that when the House adjourns, it adjourn "Sine Die" until January 7, 2003, or until called into Extraordinary Session by the Governor. Agreed.

Recess

Representative Stumbo moved that the House be in recess. Agreed.

At the appointed hour, the Speaker resumed the Chair and called the House to order.

Report On Enrolled Bills (Continued)

The Committee on Enrollment reported that **HB 174** and **HCR 244** were delivered to the Senate and signed by the President. Delivered to the Governor on April 15, 2002, at 11:07 p.m.

Senate Message (Continued)

Message received in regard to **SB 123**: The Senate has refused to concur in the House Committee Substitute, House Committee Amendment No. 1 Title, and House Amendments to **SB 123** and respectfully returns it with the request that this Honorable Body recede. (Time: 11:30 p.m.)

Report On Enrolled Bills (Continued)

The Committee on Enrollment reported that **HB 659** has been examined and found correctly enrolled. Said Bill was read at length, compared and signed in open session by the Speaker, and ordered delivered to the Senate. (Time -11:29 p.m.)

The Committee on Enrollment reported that **SB 257** has been examined and found correctly enrolled. Said Bill was read at length, compared and signed in open session by the Speaker, and ordered delivered to the Senate. (Time -11:40 p.m.)

Floor Amendments

Floor Amendment No. 18 to the House Committee Substitute to **SB 257**, by Representative Draud:

SB 257, On page 1, line 6, after "*means*" by inserting "*, except for a qualifying cogeneration facility,*"; and

On page 1, line 14, after "*entity*" by inserting "*, and no portion of Section 1 to 9, 10, 11, 12, 13, or 14 of this Act shall apply to a utility owned by a municipality, unless:*

(a) The utility is a merchant plant as defined in this section; or

(b) The utility is an electric power generation plant which is proposed to be built outside of the county which owns the plant after the effective date of this Act"; and

On page 1, line 24, by deleting the "*.*" and inserting a "*;*" in lieu thereof; and

On page 1, between lines 24 and 25, by inserting the following:

"*(6) "Qualifying cogeneration facility" means a facility as defined in 16 U.S.C. sec. 796(18)(b), which does not exceed a capacity of one hundred fifty megawatts (150MW), that is located on site at a manufacturer's plant and that uses steam from the cogeneration facility in its manufacturing process; and*

(7) "Waste coal" means earth materials, which are combustible, physically unstable, or acid-forming or toxic-forming, washed or otherwise separated from product coal subject to tax under KRS 143.020 and which are slurried or otherwise transported from coal processing facilities or preparation plants located in the Commonwealth after physical or chemical processing, cleaning, or concentrating of coal."; and

On page 4, line 9, by deleting "*then*" and inserting "*the planning and zoning commission may establish*" and after "*requirements*" by inserting "*more stringent than those in subsection (2) of this section.*"; and

On page 4. beginning on line 9 and continuing through line 11 by deleting "*from a residential neighborhood, school, hospital or nursing home facility may be established by the planning and zoning commission.*"

On page 4, line 11, by deleting "*Any*" and inserting "*A more restrictive*" in lieu thereof; and

On page 4 by deleting lines 20 to 24 and inserting the following in lieu thereof:

"*(5) If the merchant electric generating facility is proposed to be located on a site of a former coal processing plant in the Commonwealth where the electric generating facility will utilize on-site waste coal as a fuel source or if the facility will use at least fifty percent (50%) coal subject to tax under KRS 143.020 as its principal fuel stock, then the one thousand (1,000) foot property boundary requirement in subsection (2) of this section shall not by applicable; however, the applicant shall be required to meet any other setback requirements contained in subsection (2) of this section.*"; and

On page 5 by deleting lines 23 to 27 and inserting in lieu thereof:

"*(e) If the facility will not use at least fifty percent (50%) coal subject to tax under KRS 143.020 or if the facility is* *not proposed to be located on the site of a former coal processing plant that will use on-site waste coal as a fuel source or if the facility is not in an area where a planning and zoning commission has established a setback requirement pursuant to subsection (3) of Section 3 of this Act, a statement that the proposed site is at least one thousand (1,000) feet from the property boundary of any adjoining property owner and two thousand (2,000) feet from any residential neighborhood, school, hospital, or nursing home facility, unless facilities capable of generating ten megawatts (10MW) or more currently exist on the site. If the facility will use at least fifty percent (50%) coal subject to tax under KRS 143.020 or is proposed to be located on the site of a former coal processing plant and the facility will use on-site waste coal as a fuel source, a statement that the proposed site is compatible with the setback requirements provided under subsection (5) of Section 3 of this Act. If the facility is proposed to be located in a jurisdiction that has established setback requirements pursuant to subsection (3) of Section 3 of this Act, a statement that the proposed site is compatible with those established setback requirements;*"; and

On page 4 by deleting lines 1 to 10; and

On page 10, by deleting lines 14 to 27 and by inserting the following in lieu thereof:

"*(h) Except where the facility is subject to a statewide setback established by a planning and zoning commission as provided in subsection (3) of Section 3 of this Act and except for a facility that will use at least fifty percent (50%) coal subject to tax under KRS 143.020 or is proposed to be located on site of a former coal processing plant and the facility will use on-site waste coal as a fuel source, whether the exhaust stack of the proposed merchant electric generating facility is at least one thousand (1,000) feet from the property boundary of any adjoining property owner and two thousand (2,000) feet from any residential neighborhood, school, hospital, or nursing home facility. If a planning and zoning commission has established setback requirements that differ from those under subsection (2) of Section 3 of this Act, the applicant shall provide evidence of compliance. If the facility will use at least fifty percent (50%) coal subject to tax under KRS 143.020 or is proposed to be located on site of a former coal processing plant and the facility will use on-site waste coal as a fuel source, the applicant shall provide evidence of compliance with the setback requirements provided in subsection (5) of Section 3 of this Act;*"; and

On page 11, between lines 16 and 17 by inserting the following:

"*(4) When considering an application for an electric generating facility under this section, the board shall give favorable consideration and expedited review for a facility that:*

(a) Utilizes clean coal technology as defined in 42 U.S.C. sec. 7651n(a);

(b) Utilizes waste coal; or

(c) Utilizes at least fifty percent (50%) of coal subject to tax under KRS 143.020 as its principal fuel stock."; and

On page 12, line 3, after "*County.*" by inserting "*If the applicant has, as of April 15, 2002, already held at least three (3) public hearings on the siting of the merchant plant, regardless of whether the hearings were held to satisfy permit requirements, the applicant shall not be required by the board to hold a public hearing pursuant to this section.*"; and

On page 18, by deleting lines 4 to 8 and inserting the following in lieu thereof:

"*(1) Except for a utility as defined in KRS 278.010 (3)(a) and (9) that has been granted a certificate of public convenience and necessity prior to April 15, 2002, no utility shall begin the construction of a facility for the generation of electricity capable of generating in aggregate more than ten megawatts (10MW) without having first obtained a site compatibility certificate from the commission.*"; and

On page 18, by deleting lines 17 to 21 and inserting the following in lieu thereof:

"*(3) The commission shall render a decision on the application for site compatibility based on its consideration of community needs, industrial development, customer requirements, and the economics of the facility. The commission may condition the certificate upon implementation of any reasonable measures to mitigate any adverse impacts that will be caused by the facility. Nothing in this section shall be construed to limit the commission's authority granted pursuant to KRS 278.020 to issue or refuse to issue, either in whole or in part, a certificate of public convenience and necessity.* "; and

Beginning on page 19, line 13 and continuing to page 27, line 27, by deleting Section 15 in its entirety and by renumbering all subsequent sections accordingly.

Floor Amendment No. 19 to the House Committee Substitute to **SB 257**, by Representative Stumbo:

SB 257, After the enacting clause, by deleting all the text and replacing it with the following:

"SECTION 1. A NEW SECTION OF KRS CHAPTER 278 IS CREATED TO READ AS FOLLOWS:

As used in Sections 1 to 9 of this Act, unless the context requires otherwise:

(1) "Board" means the Kentucky State Board on Electric Generation and Transmission Siting and the Environment created in Section 2 of this Act;

(2) "Merchant electric generating facility" means, except for a qualifying cogeneration facility as defined in subsection (6) of this section, an electricity generating plant, together with associated facilities, that:

(a) Is capable of operating at a capacity of ten megawatts (10MW) or more; and

(b) Sells the electricity it produces in the wholesale market, at rates and charges not regulated by the Public Service Commission;

(3) "Person" means any individual, corporation, public corporation, political subdivision, governmental agency, municipality, partnership, cooperative association, trust, estate, two (2) or more persons having a joint or common interest, or any other entity, and no portion of Sections 1 to 9, 10, 11, 12, 13, or 14 of this Act shall apply to a utility owned by a municipality unless the utility is a merchant plant as defined in this section;

(4) "Commence to construct" means physical on-site placement, assembly, or installation of materials or equipment which will make up part of the ultimate structure of the facility. In order to qualify, these activities must take place at the site of the proposed facility or must be site-specific. Activities such as site clearing and excavation work will not satisfy the commence to construct requirements;

(5) "Nonregulated electric transmission line" means an electric transmission line and related appurtenances for which no certificate of public convenience and necessity is required; which is not operated as an activity regulated by the Public Service Commission; and which is capable of operating at or above sixty-nine thousand (69,000) volts; and

(6) "Qualifying cogeneration facility" means a facility as defined in 16 U.S.C. sec. 796(18)(b), which does not exceed a capacity of one hundred fifty megawatts (150MW), that is located on site at a manufacturer's plant and that uses steam from the cogeneration facility in its manufacturing process.

SECTION 2. A NEW SECTION OF KRS CHAPTER 278 IS CREATED TO READ AS FOLLOWS:

(1) There is hereby established the Kentucky State Board on Electric Generation and Transmission Siting and the Environment. The board shall be composed of seven (7) members as follows:

(a) The three (3) members of the Kentucky Public Service Commission;

(b) The secretary of the Natural Resources and Environmental Protection Cabinet or the secretary's designee;

(c) The secretary of the Cabinet for Economic Development or the secretary's designee;

(d) One (1) representative of the public at large who shall be appointed by the Governor to serve for a term of two (2) years; and

(e) 1. If the application before the board requests siting approval for a merchant electric generating facility, one (1) member who shall be a local representative of the public and a resident of a county or municipality in which the proposed facility is to be located. The board member shall be appointed by the respective county judge/executives or mayors of all such counties or municipalities. The term of service for the local representative shall continue until the board issues a final determination in the proceeding for which the local representative was appointed; or

2. If the application before the board requests siting approval for a nonregulated electric transmission line only, one (1) member who shall be a local representative of the public and a resident of a county in which the proposed nonregulated transmission line is to be located. The board member shall be appointed by the respective county judge/executives of all such counties. The term of service for the local representative shall continue until the board issues a final determination in the proceeding for which the local representative was appointed.

(2) The board shall be attached to the Public Service Commission for administrative purposes. The commission staff shall serve as permanent administrative staff for the board. The members of the board identified in subsection (1)(a) to (d) of this section shall promulgate administrative regulations in accordance with KRS Chapter 13A to implement Sections 1 to 9 of this Act.

(3) No member of the board shall receive any salary or fee for service on the board or shall have any financial interest in any facility the application for which comes before the board, but each member shall be reimbursed for actual travel and expenses directly related to service on the board.

(4) The chairman of the Pubic Service Commission shall be the chairman of the board. The chairman shall designate one (1) member of the board as vice chairman. A majority of the members of the board shall constitute a quorum for the transaction of business. No vacancy on the board shall impair the right of the remaining members to exercise all of the powers of the board. The board shall convene upon the call of the chairman.

SECTION 3. A NEW SECTION OF KRS CHAPTER 278 IS CREATED TO READ AS FOLLOWS:

(1) No person shall commence to construct a merchant electric generating facility until that person has applied for and obtained a construction certificate for the facility from the board. The construction certificate shall be valid for a period of two (2) years after the issuance date of the last permit required to be obtained from the Natural Resources and Environmental Protection Cabinet after which the certificate shall be void. The certificate shall be conditioned upon the applicant having obtained all necessary air, water, and waste permits. If an applicant has not obtained all necessary permits and has not commenced to construct prior to the expiration date of the certificate, the applicant shall

be required to obtain a valid certificate from the board.

(2) Except as provided in subsections (3), (4), and (5) of this section, no person shall commence to construct a merchant electric generating facility unless the exhaust stack of the proposed facility is at least one thousand (1,000) feet from the property boundary of any adjoining property owner and two thousand (2,000) feet from any residential neighborhood, school, hospital, or nursing home facility.

(3) If the merchant electric generating facility is proposed to be located in a county or a municipality with planning and zoning, then setback requirements from a residential neighborhood, school, hospital, or nursing home facility may be established by the planning and zoning commission. Any setback established by a planning and zoning commission for a facility in an area over which it has jurisdiction shall:

(a) Have primacy over the setback requirement in subsections (2) and (5) of this section; and

(b) Not be subject to modification or waiver by the board through a request for deviation by the applicant, as provided in subsection (4) of this section.

(4) The board may, for good cause shown, grant a deviation from the requirements of subsection (2) of this section.

(5) If the merchant electric generating facility is proposed to be located on a site of a former coal processing plant in the Commonwealth where the electric generating facility will utilize on-site waste coal as the fuel source, then the one thousand (1,000) foot property boundary requirement in subsection (2) of this section shall not by applicable. However, the applicant shall be required to meet any other setback requirements contained in subsection (2) of this section.

SECTION 4. A NEW SECTION OF KRS CHAPTER 278 IS CREATED TO READ AS FOLLOWS:

(1) Any person seeking to obtain a construction certificate from the board to construct a merchant electric generating facility shall file an application at the office of the Public Service Commission.

(2) A completed application shall include the following:

(a) The name, address, and telephone number of the person proposing to construct and own the merchant electric generating facility;

(b) A full description of the proposed site, including a map showing the distance of the proposed site from residential neighborhoods, the nearest residential structures, schools, and public and private parks that are located within a two (2) mile radius of the proposed facility;

(c) Evidence of public notice that shall include the location of the proposed site and a general description of the project, state that the proposed construction is subject to approval by the board, and provide the telephone number and address of the Public Service Commission. Public notice shall be given within thirty (30) days immediately preceding the application filing to:

1. Landowners whose property borders the proposed site; and

2. The general public in a newspaper of general circulation in the county or municipality in which the plant is proposed to be located;

(d) A statement certifying that the proposed plant will be in compliance with all local ordinances and regulations concerning noise control and with any applicable local planning and zoning ordinances. The statement shall also disclose setback requirements established by the planning and zoning commission as provided under subsection (3) of Section 3 of this Act;

(e) If the facility is not proposed to be located on site of a former coal processing plant and the facility will use on-site waste coal as a fuel source or in an area where a planning and zoning commission has established a setback requirement pursuant to subsection (3) of Section 3 of this Act, a statement that the proposed site is at least one thousand (1,000) feet from the property boundary of any adjoining property owner and two thousand (2,000) feet from any residential neighborhood, school, hospital, or nursing home facility, unless facilities capable of generating ten megawatts (10MW) or more currently exist on the site. If the facility is proposed to be located on site of a former coal processing plant and the facility will use on-site waste coal as a fuel source, a statement that the proposed site is compatible with the setback requirements provided under subsection (5) of Section 3 of this Act. If the facility is proposed to be located in a jurisdiction that has established setback requirements pursuant to subsection (3) of Section 3 of this Act, a statement that the proposed site is compatible with those established setback requirements;

(f) A complete report of the applicant's public involvement program activities undertaken prior to the filing of the application, including any use of media coverage, direct mailing, fliers, newsletters, public meetings, establishment of a community advisory group, and any other efforts to obtain local involvement in the siting process;

(g) A summary of the efforts made by the applicant to locate the proposed facility on a site where existing electric generating facilities are located;

(h) Proof of service of a copy of the application upon the chief executive officer of each county and municipal corporation in which the proposed facility is to be located, and upon the chief officer of each public agency charged with the duty of planning land use in the jurisdiction in which the facility is proposed to be located;

(i) An analysis of the proposed facility's projected effect on the electricity transmission system in Kentucky;

(j) An analysis of the proposed facility's economic impact on the affected region and the state;

(k) A detailed listing of all violations by it, or any of its affiliates or subsidiaries, of federal or state laws, rules, or administrative regulations, whether judicial or administrative, where violations have resulted in criminal convictions or civil or administrative fines exceeding one thousand dollars ($1,000). The status of any pending action, whether judicial or administrative, shall also be submitted; and

(l) A site assessment report as specified in Section 5 of this Act. The applicant may submit and the board may accept documentation of compliance with the National Environmental Policy Act (NEPA) rather than a site assessment report.

(3) Application fees for a construction certificate shall be set by the board and deposited into a trust and agency account to the credit of the commission.

(4) As of the effective date of this Act, replacement of a merchant electric generating facility with a like facility, or the repair, modification, retrofitting, enhancement, or reconfiguration of a merchant electric generating facility shall not, for the purposes of Sections 3, 4, 5, 6, and 7 of this Act, constitute construction of a merchant electric generating facility.

(5) The board shall promulgate administrative regulations prescribing fees to pay expenses associated with its review of applications filed with it pursuant to Sections 1 to 9 of this Act. All application fees collected by the board shall be deposited in a trust and agency account to the credit of the Public Service Commission. If a majority of the members of the board find that an applicant's initial fees are insufficient to pay the board's expenses associated with the application, including the board's expenses associated with legal review thereof, the board shall assess a supplemental application fee to cover the additional expenses. An applicant's failure to pay a fee assessed pursuant to this subsection shall be grounds for denial of the application.

SECTION 5. A NEW SECTION OF KRS CHAPTER 278 IS CREATED TO READ AS FOLLOWS:

(1) Any person proposing to construct a merchant electric generating facility shall file a site assessment report with the board as required under subsection (2)(l) of Section 4 of this Act.

(2) A site assessment report shall be prepared by a consultant selected by the applicant from a list of board-approved consultants with the expense for the consultant's report being borne by the applicant.

(3) A completed site assessment report shall include:

(a) A description of the proposed facility that shall include a proposed site development plan that describes:

1. Surrounding land uses for residential, commercial, agricultural, and recreational purposes;

2. The legal boundaries of the proposed site;

3. Proposed access control to the site;

4. The location of facility buildings, transmission lines, and other structures;

5. Location and use of access ways, internal roads, and railways;

6. Existing or proposed utilities to service the facility;

7. Compliance with applicable setback requirements as provided under subsection (2), (3), or (5) of Section 3 of this Act; and

8. Evaluation of the noise levels expected to be produced by the facility;

(b) An evaluation of the compatibility of the facility with scenic surroundings;

(c) The potential changes in property values resulting from the siting, construction, and operation of the proposed facility for property owners adjacent to the facility;

(d) Evaluation of anticipated peak and average noise levels associated with the facility's construction and operation at the property boundary; and

(e) The impact of the facility's operation on road and rail traffic to and within the facility, including anticipated levels of fugitive dust created by the traffic and any anticipated degradation of roads and lands in the vicinity of the facility.

(4) The site assessment report shall also suggest any mitigating measures to be implemented by the applicant including planting trees, changing outside lighting, erecting noise barriers, and suppressing fugitive dust.

(5) The board shall have the authority to hire a consultant to review the site assessment report and provide recommendations concerning the adequacy of the report and proposed mitigation measures. The board may direct the consultant to prepare a separate site assessment report. Any expenses or fees incurred by the board's hiring of a consultant shall be borne by the applicant.

(6) The applicant shall be given the opportunity to present evidence to the board regarding any mitigation measures. As a condition of approval for an application to obtain a construction certificate, the board may require the implementation of any mitigation measures that the board deems appropriate.

SECTION 6. A NEW SECTION OF KRS CHAPTER 278 IS CREATED TO READ AS FOLLOWS:

(1) Within ninety (90) days of receipt of an administratively complete application, or within one hundred twenty (120) days of receipt of an administratively complete application if a hearing is requested, the board shall, by majority vote, grant or deny a construction certificate, either in whole or in part, based upon the following criteria:

(a) Impact of the facility on scenic surroundings, property values, the pattern and type of development of adjacent property, and surrounding roads;

(b) Anticipated noise levels expected as a result of construction and operation of the proposed facility;

(c) The economic impact of the facility upon the affected region and the state;

(d) Whether the facility is proposed for a site upon which existing generating facilities, capable of generating ten megawatts (10MW) or more of electricity, are currently located;

(e) Whether the proposed facility will meet all applicable local planning and zoning requirements that existed on the date the application was filed;

(f) Whether the additional load imposed upon the electricity transmission system by use of the merchant electric generating facility will adversely affect the reliability of service for retail customers of electric utilities regulated by the Public Service Commission;

(g) Whether the applicant has met all requirements for electricity transmission interconnection under Kentucky law and the open access transmission tariff of the host transmission owner or regional transmission operator;

(h) Except where the facility is subject to a statewide setback established by a planning and zoning commission as provided in subsection (3) of Section 3 of this Act and except for a facility proposed to be located on site of a former coal processing plant and the facility will use on-site waste coal as a fuel source, whether the exhaust stack of the proposed merchant electric generating facility is at least one thousand (1,000) feet from the property boundary of any adjoining property owner and two thousand (2,000) feet from any residential neighborhood, school, hospital, or nursing home facility. If a planning and zoning commission has established setback requirements that differ from those under subsection (2) of Section 3 of this Act, the applicant shall provide evidence of compliance. If the facility is proposed to be located on site of a former coal processing plant and the facility will use on-site waste coal as a fuel source, the applicant shall provide evidence of compliance with the setback requirements provided in subsection (5) of Section 3 of this Act;

(i) Whether the applicant possesses the financial, technical, and managerial capacity to construct and operate the proposed facility; and

(j) The efficacy of any proposed measures to mitigate adverse impacts that are identified pursuant to paragraph (a), (b), (e), (f), or (h) of this subsection from the construction or operation of the proposed facility.

(2) When considering an application for a construction certificate for a merchant electric generating facility, the board may consider the policy of the General Assembly to encourage the use of coal as a principal fuel for electricity generation as set forth in KRS 152.210, provided that any facility, regardless of fuel choice, shall comply fully with Sections 1 to 9, 10, 11, and 13 of this Act.

(3) A person that has received a construction certificate for a merchant electric generating facility shall not transfer rights and obligation under the certificate without having first applied for and received a board determination that:

(a) The acquirer has a good environmental compliance history; and

(b) The acquirer has the financial, technical, and managerial capacity to meet the obligations imposed by the terms of the approval.

SECTION 7. A NEW SECTION OF KRS CHAPTER 278 IS CREATED TO READ AS FOLLOWS:

(1) The board shall convene a local public hearing upon receipt of a request by not less than three (3) interested persons that reside in a county or municipal corporation in which the facility is proposed to be constructed to consider the application for a construction certificate. The board shall convene a local public hearing in response to a request from the planning and zoning commission, mayor of a city, or county fiscal court of a jurisdiction where the facility is proposed to be located. If the facility is proposed to be located in more than one (1) county, the board shall convene a local public hearing and the hearing shall be held in the county with the largest population not more than sixty (60) days after receipt of a completed application. Absent the minimum number of requests for a local public hearing, the board may conduct all evidentiary proceedings in Franklin County.

(2) In any hearing on an application for a construction certificate, the board shall not be bound by the technical rules of legal evidence. Any hearing shall be conducted pursuant to and in conformance with rules and requirements set forth by the board in administrative regulations promulgated pursuant to subsection (2) of Section 2 of this Act.

(3) The parties to a proceeding before the board shall include:

(a) The applicant; and

(b) Any person having been granted the right of intervention pursuant to subsection (4) of this section.

(4) Any interested person, including a person residing in a county or municipal corporation in which the facility is

proposed to be constructed may, upon motion to the board, be granted leave to intervene as a party to a proceeding held pursuant to this section.

(5) Any party to a proceeding held pursuant to this section or any final determination pursuant to Section 6 of this Act may, within thirty (30) days after service of the board's final ruling, bring an action against the board in the Circuit Court of the county in which the facility is proposed to be constructed to vacate or set aside the ruling on grounds that the ruling is arbitrary, capricious, or otherwise unlawful or unreasonable. Any party instituting an action for review of the board's ruling in the Circuit Court of the county in which the facility is proposed to be constructed shall give notice to all parties of record in the board's proceeding.

SECTION 8. A NEW SECTION OF KRS CHAPTER 278 IS CREATED TO READ AS FOLLOWS:

(1) No person shall commence to construct a nonregulated electric transmission line without a construction certificate issued by the board. An application for a construction certificate shall be filed at the office of the Public Service Commission along with an application fee as set forth in subsection (5) of this section.

(2) A completed application shall include the following:

- *(a) The name, address, and telephone number of the person proposing construction of the nonregulated transmission line;*
- *(b) A full description of the proposed route of the transmission line and its appurtenances. The description shall include a map or maps showing:*
  - *1. The location of the proposed line and all proposed structures that will support it;*
  - *2. The proposed right-of-way limits;*
  - *3. Existing property lines and the names of persons who own the property over which the line will cross; and*
  - *4. The distance of the proposed line from residential neighborhoods, schools, and public and private parks within one (1) mile of the proposed facilities;*
- *(c) A full description of the proposed line and appurtenances, including the following:*
  - *1. Initial and design voltages and capacities;*
  - *2. Itemized estimated costs;*
  - *3. Conductor sizes and specifications;*
  - *4. Overhead tower design, appearance, and heights, if any;*
  - *5. Length of line;*
  - *6. Terminal points; and*
  - *7. Substation connections;*
- *(d) A statement that the proposed transmission line and appurtenances will be constructed and maintained in accordance with accepted engineering practices and the National Electric Safety Code;*
- *(e) Evidence that public notice has been given by publication in a newspaper of general circulation in the general area concerned. Public notice shall include the location of the proposed line, state that the proposed line is subject to approval by the board, and provide the telephone number and address of the Public Service Commission;*
- *(f) A complete report of the applicant's attempts to communicate to or obtain public involvement in the locating of the transmission line conducted prior to the filing of an application with the board. Attempts to communicate or obtain public involvement shall include any use of media coverage, direct mailings, fliers, newsletters, public meetings, establishment of a community advisory group, and any other efforts to obtain local involvement in the siting process; and*
- *(g) Proof of service of a copy of the application upon the chief executive officer of each county and municipal corporation in which the proposed line is to be located, and upon the chief officer of each public agency charged with the duty of planning land use in the general area in which the line is proposed to be located.*

(3) Within ninety (90) days of receipt of the application, or one hundred twenty (120) days if a local public hearing is held, the board shall, by majority vote, grant or deny the construction certificate either in whole or in part. Action to grant the certificate shall be based on the board's determination that the proposed route of the line will minimize adverse impact on the scenic assets of Kentucky and that the applicant will construct and maintain the line according to all applicable legal requirements. If the board determines that locating the transmission line will result in degradation of scenic factors or if the board determines that the construction and maintenance of the line will be in violation of applicable legal requirements, the board may deny the application or condition the application's approval upon relocation of the route of the line.

(4) A public hearing on an application to construct a nonregulated electric transmission line may be held in accordance with the provisions of Section 7 of this Act.

(5) The board shall promulgate administrative regulations to establish an application fee for a construction certificate for

a nonregulated transmission line in accordance with subsection (2) of Section 2 of this Act.

SECTION 9. A NEW SECTION OF KRS CHAPTER 278 IS CREATED TO READ AS FOLLOWS:

(1) There is hereby created a trust and agency account in the Public Service Commission called the "siting fund."

(2) All fees received by the board for the purpose of administering Sections 1 to 9 of this Act shall be deposited into the siting fund. The fund shall not lapse and all expenditures from the fund shall be used to implement Sections 1 to 9 of this Act.

SECTION 10. A NEW SECTION OF SUBCHAPTER 10 OF KRS CHAPTER 224 IS CREATED TO READ AS FOLLOWS:

(1) Except for a person that commenced construction of a facility prior to April 15, 2002, or that has received a certificate of public convenience and necessity from the Public Service Commission prior to April 15, 2002, no person shall commence to construct a facility to be used for the generation of electricity unless the person:

- *(a) Submits a cumulative environmental assessment to the cabinet with the permit application; and*
- *(b) Remits a fee set pursuant to KRS 224.10-100(20) by the cabinet to defray the cost of processing the cumulative environmental assessment.*

(2) The person may submit and the cabinet may accept documentation of compliance with the National Environmental Policy Act (NEPA) as satisfying the requirements to file a cumulative environmental assessment under subsection (1) of this section.

(3) The cumulative environmental assessment shall contain a description, with appropriate analytical support, of:

- *(a) For air pollutants:*
  - *1. Types and quantities of air pollutants that will be emitted from the facility; and*
  - *2. A description of the methods to be used to control those emissions;*
- *(b) For water pollutants:*
  - *1. Types and quantities of water pollutants that will be discharged from the facility into the waters of the Commonwealth; and*
  - *2. A description of the methods to be used to control those discharges;*
- *(c) For wastes:*
  - *1. Types and quantities of wastes that will be generated by the facility; and*
  - *2. A description of the methods to be used to manage and dispose of such wastes; and*
- *(d) For water withdrawal:*
  - *1. Identification of the source and volume of anticipated water withdrawal needed to support facility construction and operations; and*
  - *2. A description of the methods to be used for managing water usage and withdrawal.*

(4) The cabinet may impose such conditions regarding the timing, volume, duration, or type of pollutants on a permit, registration, general permit, or permit-by-rule for a facility subject to this section as are necessary to comply with applicable standards.

(5) The cabinet may promulgate administrative regulations to implement the provisions of this section.

SECTION 11. A NEW SECTION OF KRS 278.010 TO 278.450 IS CREATED TO READ AS FOLLOWS:

(1) No utility shall begin the construction or installation of any property, equipment, or facility to establish an electrical interconnection with a merchant electric generating facility in excess of ten megawatts (10MW) until the plans and specifications for the electrical interconnection have been filed with and approved by the commission.

(2) Notwithstanding any other provision of law, any costs or expenses associated with upgrading the existing electricity transmission grid, as a result of the additional load caused by a merchant electric generating facility, shall be borne solely by the person constructing the merchant electric generating facility and shall in no way be borne by the retail electric customers of the Commonwealth.

SECTION 12. A NEW SECTION OF KRS 278.010 TO 278.450 IS CREATED TO READ AS FOLLOWS:

When a utility or generation and transmission cooperative engaged in the transmission of electricity experiences on its transmission facilities an emergency or other event that necessitates a curtailment or interruption of service, the utility or generation and transmission cooperative shall not curtail or interrupt retail electric service within its certified territory, or curtail or interrupt wholesale electric energy furnished to a member distribution cooperative for retail electric service within the cooperative's certified territory, except for customers who have agreed to receive interruptible service, until after service has been interrupted to all other customers whose interruption may relieve the emergency or other event.

SECTION 13. A NEW SECTION OF KRS 278.010 TO 278.450 IS CREATED TO READ AS FOLLOWS:

(1) Except for a utility as defined under KRS 278.010(9) that has been granted a certificate of public convenience and necessity prior to April 15, 2002, no utility shall begin the construction of a facility for the generation of electricity

capable of generating in aggregate more than ten megawatts (10MW) without having first obtained a site compatibility certificate from the commission.

(2) An application for a site compatibility certificate shall include the submission of a site assessment report as prescribed in subsections (3) and (4) of Section 5 of this Act, except that a utility which proposes to construct a facility on a site that already contains facilities capable of generating ten megawatts (10MW) or more of electricity shall not be required to comply with setback requirements established pursuant to subsection (3) of Section 3 of this Act. A utility may submit and the board may accept documentation of compliance with the National Environmental Policy Act (NEPA) rather than a site assessment report.

(3) The commission shall not deny an application filed pursuant to, and in compliance with, this section. However, the commission may require reasonable mitigation of impacts disclosed in the site assessment report including planting trees, changing outside lighting, erecting noise barriers, and suppressing fugitive dust, but the commission shall, in no event, order relocation of the facility.

(4) The commission may also grant a deviation from any applicable setback requirements for good cause shown.

(5) Nothing contained in this section shall be construed to limit a utility's exemption provided under KRS 100.324.

(6) Unless specifically stated otherwise, for the purposes of this section, "utility" has the same meaning as in KRS 278.010(3)(a) or (9).

SECTION 14. A NEW SECTION OF KRS 278.010 TO 278.450 IS CREATED TO READ AS FOLLOWS:

(1) No person shall acquire or transfer ownership of or control, or the right to control, any assets that are owned by a utility as defined under KRS 278.010(3)(a) without prior approval of the commission, if the assets have an original book value of one million dollars ($1,000,000) or more and:

  (a) The assets are to be transferred by the utility for reasons other than obsolescence; or

  (b) The assets will continue to be used to provide the same or similar service to the utility or its customers.

(2) The commission shall grant its approval if the transaction is for a proper purpose and is consistent with the public interest.

Section 15. KRS 278.010 is amended to read as follows:

As used in KRS 278.010 to 278.450, and in KRS 278.990, unless the context otherwise requires:

(1) "Corporation" includes private, quasipublic, and public corporations, and all boards, agencies, and instrumentalities thereof, associations, joint-stock companies, and business trusts;

(2) "Person" includes natural persons, partnerships, corporations, and two (2) or more persons having a joint or common interest;

(3) "Utility" means any person except, for purposes of paragraphs (a), (b), (c), (d), and (f) of this subsection, a city, who owns, controls, operates, or manages any facility used or to be used for or in connection with:

  (a) The generation, production, transmission, or distribution of electricity to or for the public, for compensation, for lights, heat, power, or other uses;

  (b) The production, manufacture, storage, distribution, sale, or furnishing of natural or manufactured gas, or a mixture of same, to or for the public, for compensation, for light, heat, power, or other uses;

  (c) The transporting or conveying of gas, crude oil, or other fluid substance by pipeline to or for the public, for compensation;

  (d) The diverting, developing, pumping, impounding, distributing, or furnishing of water to or for the public, for compensation;

  (e) The transmission or conveyance over wire, in air, or otherwise, of any message by telephone or telegraph for the public, for compensation; or

  (f) The collection, transmission, or treatment of sewage for the public, for compensation, if the facility is a subdivision collection, transmission, or treatment facility plant that is affixed to real property and is located in a county containing a city of the first class or is a sewage collection, transmission, or treatment facility that is affixed to real property, that is located in any other county, and that is not subject to regulation by a metropolitan sewer district or any sanitation district created pursuant to KRS Chapter 220;

(4) "Retail electric supplier" means any person, firm, corporation, association, or cooperative corporation, excluding municipal corporations, engaged in the furnishing of retail electric service;

(5) "Certified territory" shall mean the areas as certified by and pursuant to KRS 278.017;

(6) "Existing distribution line" shall mean an electric line which on June 16, 1972, is being or has been substantially used to supply retail electric service and includes all lines from the distribution substation to the electric consuming facility but does not include any transmission facilities used primarily to transfer energy in bulk;

(7) "Retail electric service" means electric service furnished to a consumer for ultimate consumption, but does not include wholesale electric energy furnished by an electric supplier to another electric supplier for resale;

(8) "Electric-consuming facilities" means everything that utilizes electric energy from a central station source;

(9) "Generation and transmission cooperative," or "G&T," means a utility formed under KRS Chapter 279 that provides electric generation and transmission services;

(10) "Distribution cooperative" means a utility formed under KRS Chapter 279 that provides retail electric service;

(11) "Facility" includes all property, means, and instrumentalities owned, operated, leased, licensed, used, furnished, or supplied for, by, or in connection with the business of any utility;

(12) "Rate" means any individual or joint fare, toll, charge, rental, or other compensation for service rendered or to be rendered by any utility, and any rule, regulation, practice, act, requirement, or privilege in any way relating to such fare, toll, charge, rental, or other compensation, and any schedule or tariff or part of a schedule or tariff thereof;

(13) "Service" includes any practice or requirement in any way relating to the service of any utility, including the voltage of electricity, the heat units and pressure of gas, the purity, pressure, and quantity of water, and in general the quality, quantity, and pressure of any commodity or product used or to be used for or in connection with the business of any utility;

(14) "Adequate service" means having sufficient capacity to meet the maximum estimated requirements of the customer to be served during the year following the commencement of permanent service and to meet the maximum estimated requirements of other actual customers to be supplied from the same lines or facilities during such year and to assure such customers of reasonable continuity of service;

(15) "Commission" means the Public Service Commission of Kentucky;

(16) "Commissioner" means one (1) of the members of the commission;

(17) "Demand-side management" means any conservation, load management, or other utility activity intended to influence the level or pattern of customer usage or demand, including home energy assistance programs;

(18) "Affiliate" means a person that controls or that is controlled by, or is under common control with, a utility;

(19) "Control" means the power to direct the management or policies of a person through ownership, by contract, or otherwise;

(20) "CAM" means a cost allocation manual which is an indexed compilation and documentation of a company's cost allocation policies and related procedures;

(21) "Nonregulated activity" means the provision of competitive retail gas or electric services or other products or services over which the commission exerts no regulatory authority;

(22) "Nonregulated" means that which is not subject to regulation by the commission;

(23) "Regulated activity" means a service provided by a utility ***or other person***, the rates and charges of which are regulated by the commission;

(24) "USoA" means uniform system of accounts which is a system of accounts for public utilities established by the FERC and adopted by the commission;

(25) "Arm's length" means the standard of conduct under which unrelated parties, each party acting in its own best interest, would negotiate and carry out a particular transaction;

(26) "Subsidize" means the recovery of costs or the transfer of value from one (1) class of customer, activity, or business unit that is attributable to another;

(27) "Solicit" means to engage in or offer for sale a good or service, either directly or indirectly and irrespective of place or audience;

(28) "USDA" means the United States Department of Agriculture;

(29) "FERC" means the Federal Energy Regulatory Commission; and

(30) "SEC" means the Securities and Exchange Commission.

Section 16. The following KRS section is repealed:

278.025 Certificate of environmental compatibility -- Requirements.

Section 17. Whereas the regulatory agencies charged with the implementation of this Act will need time sufficient to revise administrative regulations and place them in effect prior to the expiration of the moratorium on the issuance of permits for new electricity generating facilities, an emergency is declared to exist, and this Act takes effect upon its passage and approval by the Governor or upon its otherwise becoming a law.".

Floor Amendment No. 20 to the House Committee Substitute to **SB 257**, by Representative Stumbo:

SB 257, After the enacting clause, by deleting all the text and replacing it with the following:

"SECTION 1. A NEW SECTION OF KRS CHAPTER 278 IS CREATED TO READ AS FOLLOWS:

As used in Sections 1 to 9 of this Act, unless the context requires otherwise:

(1) "Board" means the Kentucky State Board on Electric Generation and Transmission Siting created in Section 2 of this Act;

(2) "Merchant electric generating facility" means, except for a qualifying cogeneration facility as defined in subsection (7) of this section, an electricity generating plant, together with associated facilities, that:

(a) Is capable of operating at a capacity of ten megawatts (10MW) or more; and

(b) Sells the electricity it produces in the wholesale market, at rates and charges not regulated by the Public Service Commission;

(3) "Person" means any individual, corporation, public corporation, political subdivision, governmental agency, municipality, partnership, cooperative association, trust, estate, two (2) or more persons having a joint or common interest, or any other entity, and no portion of Sections 1 to 9, 10, 11, 12, 13, or 14 of this Act shall apply to a utility owned by a municipality unless the utility is a merchant plant as defined in this section;

(4) "Commence to construct" means physical on-site placement, assembly, or installation of materials or equipment which will make up part of the ultimate structure of the facility. In order to qualify, these activities must take place at the site of the proposed facility or must be site-specific. Activities such as site clearing and excavation work will not satisfy the commence to construct requirements;

(5) "Nonregulated electric transmission line" means an electric transmission line and related appurtenances for which no certificate of public convenience and necessity is required; which is not operated as an activity regulated by the Public Service Commission; and which is capable of operating at or above sixty-nine thousand (69,000) volts;

(6) "Residential neighborhood" means a populated area of five (5) or more acres containing at least one (1) residential structure per acre; and

(7) "Qualifying cogeneration facility" means a facility as defined in 16 U.S.C. sec. 796(18)(b), which does not exceed a capacity of one hundred fifty megawatts (150MW), that is located on site at a manufacturer's plant and that uses steam from the cogeneration facility in its manufacturing process.

SECTION 2. A NEW SECTION OF KRS CHAPTER 278 IS CREATED TO READ AS FOLLOWS:

(1) There is hereby established the Kentucky State Board on Electric Generation and Transmission Siting. The board shall be composed of seven (7) members as follows:

(a) The three (3) members of the Kentucky Public Service Commission;

(b) The secretary of the Natural Resources and Environmental Protection Cabinet or the secretary's designee;

(c) The secretary of the Cabinet for Economic Development or the secretary's designee;

(d) 1. If the facility subject to board approval is proposed to be located in one (1) county, two (2) ad hoc public members to be appointed by the Governor from a county where a facility subject to board approval is proposed to be located:

a. One (1) of the ad hoc public members shall be the chairman of the planning commission with jurisdiction over an area in which a facility subject to board approval is proposed to be located. If the proposed location is not within a jurisdiction with a planning commission, then the Governor shall appoint either the county judge/executive of a county that contains the proposed location of the facility or the mayor of a city, if the facility is proposed to be within a city; and

b. One (1) of the ad hoc public members shall be appointed by the Governor and shall be a resident of the county in which the facility is proposed to be located.

2. If the facility subject to board approval is proposed to be located in more than one (1) county, two (2) ad hoc public members to be chosen as follows:

a. One (1) ad hoc public member shall be the county judge/executive of a county in which the facility is proposed to be located, to be chosen by majority vote of the county judge/executives of the counties in which the facility is proposed to be located; and

b. One (1) ad hoc public member shall be a resident of a county in which the facility is proposed to be located, and shall be appointed by the Governor.

If a member has not been chosen by majority vote, as provided in subdivision a. of this subparagraph, by thirty (30) days after the filing of the application, the Governor shall directly appoint the member.

3. Ad hoc public members appointed to the board shall have no direct financial interest in the facility proposed to be constructed.

(2) The term of service for the ad hoc members of the board shall continue until the board issues a final determination in the proceeding for which they were appointed. The remaining members of the board shall be permanent members.

(3) The board shall be attached to the Public Service Commission for administrative purposes. The commission staff shall serve as permanent administrative staff for the board. The members of the board identified in subsection (1)(a) to (d) of this section shall promulgate administrative regulations in accordance with KRS Chapter 13A to implement Sections 1 to 9 of this Act.

(4) No member of the board shall receive any salary or fee for service on the board or shall have any financial interest in any facility the application for which comes before the board, but each member shall be reimbursed for actual travel

and expenses directly related to service on the board.

(5) The chairman of the Public Service Commission shall be the chairman of the board. The chairman shall designate one (1) member of the board as vice chairman. A majority of the members of the board shall constitute a quorum for the transaction of business. No vacancy on the board shall impair the right of the remaining members to exercise all of the powers of the board. The board shall convene upon the call of the chairman.

SECTION 3. A NEW SECTION OF KRS CHAPTER 278 IS CREATED TO READ AS FOLLOWS:

(1) No person shall commence to construct a merchant electric generating facility until that person has applied for and obtained a construction certificate for the facility from the board. The construction certificate shall be valid for a period of two (2) years after the issuance date of the last permit required to be obtained from the Natural Resources and Environmental Protection Cabinet after which the certificate shall be void. The certificate shall be conditioned upon the applicant having obtained all necessary air, water, and waste permits. If an applicant has not obtained all necessary permits and has not commenced to construct prior to the expiration date of the certificate, the applicant shall be required to obtain a valid certificate from the board.

(2) Except as provided in subsections (3), (4), and (5) of this section, no person shall commence to construct a merchant electric generating facility unless the exhaust stack of the proposed facility is at least one thousand (1,000) feet from the property boundary of any adjoining property owner and two thousand (2,000) feet from any residential neighborhood, school, hospital, or nursing home facility.

(3) If the merchant electric generating facility is proposed to be located in a county or a municipality with planning and zoning, then setback requirements from a residential neighborhood, school, hospital, or nursing home facility may be established by the planning and zoning commission. Any setback established by a planning and zoning commission for a facility in an area over which it has jurisdiction shall:

(a) Have primacy over the setback requirement in subsections (2) and (5) of this section; and

(b) Not be subject to modification or waiver by the board through a request for deviation by the applicant, as provided in subsection (4) of this section.

(4) The board may, for good cause shown, grant a deviation from the requirements of subsection (2) of this section.

(5) If the merchant electric generating facility is proposed to be located on a site of a former coal processing plant in the Commonwealth where the electric generating facility will utilize on-site waste coal as a fuel source, then the one thousand (1,000) foot property boundary requirement in subsection (2) of this section shall not by applicable; however, the applicant shall be required to meet any other setback requirements contained in subsection (2) of this section.

SECTION 4. A NEW SECTION OF KRS CHAPTER 278 IS CREATED TO READ AS FOLLOWS:

(1) Any person seeking to obtain a construction certificate from the board to construct a merchant electric generating facility shall file an application at the office of the Public Service Commission.

(2) A completed application shall include the following:

(a) The name, address, and telephone number of the person proposing to construct and own the merchant electric generating facility;

(b) A full description of the proposed site, including a map showing the distance of the proposed site from residential neighborhoods, the nearest residential structures, schools, and public and private parks that are located within a two (2) mile radius of the proposed facility;

(c) Evidence of public notice that shall include the location of the proposed site and a general description of the project, state that the proposed construction is subject to approval by the board, and provide the telephone number and address of the Public Service Commission. Public notice shall be given within thirty (30) days immediately preceding the application filing to:

1. Landowners whose property borders the proposed site; and

2. The general public in a newspaper of general circulation in the county or municipality in which the plant is proposed to be located;

(d) A statement certifying that the proposed plant will be in compliance with all local ordinances and regulations concerning noise control and with any applicable local planning and zoning ordinances. The statement shall also disclose setback requirements established by the planning and zoning commission as provided under subsection (3) of Section 3 of this Act;

(e) If the facility is not proposed to be located on site of a former coal processing plant and the facility will use on-site waste coal as a fuel source or in an area where a planning and zoning commission has established a setback requirement pursuant to subsection (3) of Section 3 of this Act, a statement that the proposed site is at least one thousand (1,000) feet from the property boundary of any adjoining property owner and two thousand (2,000) feet from any residential neighborhood, school, hospital, or nursing home facility, unless facilities capable of generating ten megawatts (10MW) or more currently exist on the site. If the facility is proposed to be located on site of a former coal processing plant and the facility will use on-site waste coal as a fuel source, a statement that the proposed site is compatible with the setback requirements provided under subsection (5) of

Section 3 of this Act. If the facility is proposed to be located in a jurisdiction that has established setback requirements pursuant to subsection (3) of Section 3 of this Act, a statement that the proposed site is compatible with those established setback requirements;

(f) A complete report of the applicant's public involvement program activities undertaken prior to the filing of the application, including any use of media coverage, direct mailing, fliers, newsletters, public meetings, establishment of a community advisory group, and any other efforts to obtain local involvement in the siting process;

(g) A summary of the efforts made by the applicant to locate the proposed facility on a site where existing electric generating facilities are located;

(h) Proof of service of a copy of the application upon the chief executive officer of each county and municipal corporation in which the proposed facility is to be located, and upon the chief officer of each public agency charged with the duty of planning land use in the jurisdiction in which the facility is proposed to be located;

(i) An analysis of the proposed facility's projected effect on the electricity transmission system in Kentucky;

(j) An analysis of the proposed facility's economic impact on the affected region and the state;

(k) A detailed listing of all violations by it, or any person with an ownership interest, of federal or state environmental laws, rules, or administrative regulations, whether judicial or administrative, where violations have resulted in criminal convictions or civil or administrative fines exceeding five thousand dollars ($5,000). The status of any pending action, whether judicial or administrative, shall also be submitted; and

(l) A site assessment report as specified in Section 5 of this Act. The applicant may submit and the board may accept documentation of compliance with the National Environmental Policy Act (NEPA) rather than a site assessment report.

(3) Application fees for a construction certificate shall be set by the board and deposited into a trust and agency account to the credit of the commission.

(4) Replacement of a merchant electric generating facility with a like facility, or the repair, modification, retrofitting, enhancement, or reconfiguration of a merchant electric generating facility shall not, for the purposes of Sections 3, 4, 5, 6, 7 and 10 of this Act, constitute construction of a merchant electric generating facility.

(5) The board shall promulgate administrative regulations prescribing fees to pay expenses associated with its review of applications filed with it pursuant to Sections 1 to 9 of this Act. All application fees collected by the board shall be deposited in a trust and agency account to the credit of the Public Service Commission. If a majority of the members of the board find that an applicant's initial fees are insufficient to pay the board's expenses associated with the application, including the board's expenses associated with legal review thereof, the board shall assess a supplemental application fee to cover the additional expenses. An applicant's failure to pay a fee assessed pursuant to this subsection shall be grounds for denial of the application.

SECTION 5. A NEW SECTION OF KRS CHAPTER 278 IS CREATED TO READ AS FOLLOWS:

(1) Any person proposing to construct a merchant electric generating facility shall file a site assessment report with the board as required under subsection (2)(l) of Section 4 of this Act.

(2) A site assessment report shall be prepared by the applicant or its designee.

(3) A completed site assessment report shall include:

(a) A description of the proposed facility that shall include a proposed site development plan that describes:

1. Surrounding land uses for residential, commercial, agricultural, and recreational purposes;

2. The legal boundaries of the proposed site;

3. Proposed access control to the site;

4. The location of facility buildings, transmission lines, and other structures;

5. Location and use of access ways, internal roads, and railways;

6. Existing or proposed utilities to service the facility;

7. Compliance with applicable setback requirements as provided under subsections (2), (3), or (5) of Section 3 of this Act; and

8. Evaluation of the noise levels expected to be produced by the facility;

(b) An evaluation of the compatibility of the facility with scenic surroundings;

(c) The potential changes in property values resulting from the siting, construction, and operation of the proposed facility for property owners adjacent to the facility;

(d) Evaluation of anticipated peak and average noise levels associated with the facility's construction and operation at the property boundary; and

(e) The impact of the facility's operation on road and rail traffic to and within the facility, including anticipated levels of fugitive dust created by the traffic and any anticipated degradation of roads and lands in the vicinity of

the facility.

(4) The site assessment report shall also suggest any mitigating measures to be implemented by the applicant including planting trees, changing outside lighting, erecting noise barriers, and suppressing fugitive dust.

(5) The board shall have the authority to hire a consultant to review the site assessment report and provide recommendations concerning the adequacy of the report and proposed mitigation measures. The board may direct the consultant to prepare a separate site assessment report. Any expenses or fees incurred by the board's hiring of a consultant shall be borne by the applicant.

(6) The applicant shall be given the opportunity to present evidence to the board regarding any mitigation measures. As a condition of approval for an application to obtain a construction certificate, the board may require the implementation of any mitigation measures that the board deems appropriate.

SECTION 6. A NEW SECTION OF KRS CHAPTER 278 IS CREATED TO READ AS FOLLOWS:

(1) Within ninety (90) days of receipt of an administratively complete application, or within one hundred twenty (120) days of receipt of an administratively complete application if a hearing is requested, the board shall, by majority vote, grant or deny a construction certificate, either in whole or in part, based upon the following criteria:

- *(a) Impact of the facility on scenic surroundings, property values, the pattern and type of development of adjacent property, and surrounding roads;*
- *(b) Anticipated noise levels expected as a result of construction and operation of the proposed facility;*
- *(c) The economic impact of the facility upon the affected region and the state;*
- *(d) Whether the facility is proposed for a site upon which existing generating facilities, capable of generating ten megawatts (10MW) or more of electricity, are currently located;*
- *(e) Whether the proposed facility will meet all applicable local planning and zoning requirements that existed on the date the application was filed;*
- *(f) Whether the additional load imposed upon the electricity transmission system by use of the merchant electric generating facility will adversely affect the reliability of service for retail customers of electric utilities regulated by the Public Service Commission;*
- *(g) Except where the facility is subject to a statewide setback established by a planning and zoning commission as provided in subsection (3) of Section 3 of this Act and except for a facility proposed to be located on site of a former coal processing plant and the facility will use on-site waste coal as a fuel source, whether the exhaust stack of the proposed merchant electric generating facility is at least one thousand (1,000) feet from the property boundary of any adjoining property owner and two thousand (2,000) feet from any residential neighborhood, school, hospital, or nursing home facility. If a planning and zoning commission has established setback requirements that differ from those under subsection (2) of Section 3 of this Act, the applicant shall provide evidence of compliance. If the facility is proposed to be located on site of a former coal processing plant and the facility will use on-site waste coal as a fuel source, the applicant shall provide evidence of compliance with the setback requirements provided in subsection (5) of Section 3 of this Act; and*
- *(h) The efficacy of any proposed measures to mitigate adverse impacts that are identified pursuant to paragraphs (a), (b), (e), or (f) of this subsection from the construction or operation of the proposed facility.*

(2) When considering an application for a construction certificate for a merchant electric generating facility, the board may consider the policy of the General Assembly to encourage the use of coal as a principal fuel for electricity generation as set forth in KRS 152.210, provided that any facility, regardless of fuel choice, shall comply fully with Sections 1 to 9, 10, 11, and 13 of this Act.

(3) A person that has received a construction certificate for a merchant electric generating facility shall not transfer rights and obligation under the certificate without having first applied for and received a board determination that:

- *(a) The acquirer has a good environmental compliance history; and*
- *(b) The acquirer has the financial, technical, and managerial capacity to meet the obligations imposed by the terms of the approval or has the ability to contract to meet these obligations.*

SECTION 7. A NEW SECTION OF KRS CHAPTER 278 IS CREATED TO READ AS FOLLOWS:

(1) The board may convene a local public hearing upon receipt of a request by not less than three (3) interested persons that reside in a county or municipal corporation in which the facility is proposed to be constructed to consider the application for a construction certificate. The board shall convene a local public hearing in response to a request from the planning and zoning commission, mayor of a city, or county fiscal court of a jurisdiction where the facility is proposed to be located. If the facility is proposed to be located in more than one (1) county, the board may convene a local public hearing and the hearing shall be held in the county with the largest population not more than sixty (60) days after receipt of a completed application. Absent the minimum number of requests for a local public hearing, the board may conduct all evidentiary proceedings in Franklin County.

(2) In any hearing on an application for a construction certificate, the board shall not be bound by the technical rules of legal evidence. Any hearing shall be conducted pursuant to and in conformance with rules and requirements set forth

by the board in administrative regulations promulgated pursuant to subsection (2) of Section 2 of this Act.

(3) The parties to a proceeding before the board shall include:

(a) The applicant; and

(b) Any person having been granted the right of intervention pursuant to subsection (4) of this section.

(4) Any interested person, including a person residing in a county or municipal corporation in which the facility is proposed to be constructed may, upon motion to the board, be granted leave to intervene as a party to a proceeding held pursuant to this section.

(5) Any party to a proceeding held pursuant to this section or any final determination pursuant to Section 6 of this Act may, within thirty (30) days after service of the board's final ruling, bring an action against the board in the Circuit Court of the county in which the facility is proposed to be constructed to vacate or set aside the ruling on grounds that the ruling is arbitrary, capricious, or otherwise unlawful or unreasonable. Any party instituting an action for review of the board's ruling in the Circuit Court of the county in which the facility is proposed to be constructed shall give notice to all parties of record in the board's proceeding.

SECTION 8. A NEW SECTION OF KRS CHAPTER 278 IS CREATED TO READ AS FOLLOWS:

(1) No person shall commence to construct a nonregulated electric transmission line without a construction certificate issued by the board. An application for a construction certificate shall be filed at the offices of the Public Service Commission along with an application fee as set forth in subsection (5) of this section.

(2) A completed application shall include the following:

(a) The name, address, and telephone number of the person proposing construction of the nonregulated transmission line;

(b) A full description of the proposed route of the transmission line and its appurtenances. The description shall include a map or maps showing:

1. The location of the proposed line and all proposed structures that will support it;

2. The proposed right-of-way limits;

3. Existing property lines and the names of persons who own the property over which the line will cross; and

4. The distance of the proposed line from residential neighborhoods, schools, and public and private parks within one (1) mile of the proposed facilities;

(c) A full description of the proposed line and appurtenances, including the following:

1. Initial and design voltages and capacities;

2. Length of line;

3. Terminal points; and

4. Substation connections;

(d) A statement that the proposed transmission line and appurtenances will be constructed and maintained in accordance with accepted engineering practices and the National Electric Safety Code;

(e) Evidence that public notice has been given by publication in a newspaper of general circulation in the general area concerned. Public notice shall include the location of the proposed line, shall state that the proposed line is subject to approval by the board, and shall provide the telephone number and address of the Public Service Commission; and

(f) Proof of service of a copy of the application upon the chief executive officer of each county and municipal corporation in which the proposed line is to be located, and upon the chief officer of each public agency charged with the duty of planning land use in the general area in which the line is proposed to be located.

(3) Within ninety (90) days of receipt of the application, or one hundred twenty (120) days if a local public hearing is held, the board shall, by majority vote, grant or deny the construction certificate either in whole or in part. Action to grant the certificate shall be based on the board's determination that the proposed route of the line will minimize significant adverse impact on the scenic assets of Kentucky and that the applicant will construct and maintain the line according to all applicable legal requirements. If the board determines that locating the transmission line will result in significant degradation of scenic factors or if the board determines that the construction and maintenance of the line will be in violation of applicable legal requirements, the board may deny the application or condition the application's approval upon relocation of the route of the line.

(4) A public hearing on an application to construct a nonregulated electric transmission line may be held in accordance with the provisions of Section 7 of this Act.

(5) The board shall promulgate administrative regulations to establish an application fee for a construction certificate for a nonregulated transmission line in accordance with subsection (3) of Section 4 of this Act.

SECTION 9. A NEW SECTION OF KRS CHAPTER 278 IS CREATED TO READ AS FOLLOWS:

(1) There is hereby created a trust and agency account in the Public Service Commission called the "siting fund."

(2) All fees received by the board for the purpose of administering Sections 1 to 9 of this Act shall be deposited into the siting fund. The fund shall not lapse and all expenditures from the fund shall be used to implement Sections 1 to 9 of this Act.

SECTION 10. A NEW SECTION OF SUBCHAPTER 10 OF KRS CHAPTER 224 IS CREATED TO READ AS FOLLOWS:

(1) Except for a person that commenced construction of a facility prior to April 15, 2002, or that has received a certificate of public convenience and necessity from the Public Service Commission prior to April 15, 2002, no person shall commence to construct a facility to be used for the generation of electricity unless the person:

(a) Submits a cumulative environmental assessment to the cabinet with the permit application; and

(b) Remits a fee set pursuant to KRS 224.10-100(20) by the cabinet to defray the cost of processing the cumulative environmental assessment.

(2) The person may submit and the cabinet may accept documentation of compliance with the National Environmental Policy Act (NEPA) as satisfying the requirements to file a cumulative environmental assessment under subsection (1) of this section.

(3) The cumulative environmental assessment shall contain a description, with appropriate analytical support, of:

(a) For air pollutants:

1. Types and quantities of air pollutants that will be emitted from the facility; and

2. A description of the methods to be used to control those emissions;

(b) For water pollutants:

1. Types and quantities of water pollutants that will be discharged from the facility into the waters of the Commonwealth; and

2. A description of the methods to be used to control those discharges;

(c) For wastes:

1. Types and quantities of wastes that will be generated by the facility; and

2. A description of the methods to be used to manage and dispose of such wastes; and

(d) For water withdrawal:

1. Identification of the source and volume of anticipated water withdrawal needed to support facility construction and operations; and

2. A description of the methods to be used for managing water usage and withdrawal.

(4) The cabinet may impose such conditions regarding the timing, volume, duration, or type of pollutants on a permit, registration, general permit, or permit-by-rule for a facility subject to this section as are necessary to comply with applicable standards.

(5) The cabinet may promulgate administrative regulations to implement the provisions of this section.

(6) All new merchant electric generating facility sources, whether designated as a minor or major source for emissions of precursors of ozone, shall, to the extent required by the federal Clean Air Act (42 U.S.C. sec. 7401 et seq.), meet "best available control technology" (BACT) requirements, as defined in 42 U.S.C. 7479(3), for oxides of nitrogen.

SECTION 11. A NEW SECTION OF KRS 278.010 TO 278.450 IS CREATED TO READ AS FOLLOWS:

(1) No utility shall begin the construction or installation of any property, equipment, or facility to establish an electrical interconnection with a merchant electric generating facility in excess of ten megawatts (10MW) until the plans and specifications for the electrical interconnection have been filed with the commission.

(2) Notwithstanding any other provision of law, any costs or expenses associated with upgrading the existing electricity transmission grid, as a result of the additional load caused by a merchant electric generating facility, shall be borne solely by the person constructing the merchant electric generating facility and shall in no way be borne by the retail electric customers of the Commonwealth.

SECTION 12. A NEW SECTION OF KRS 278.010 TO 278.450 IS CREATED TO READ AS FOLLOWS:

When a utility or generation and transmission cooperative engaged in the transmission of electricity experiences on its transmission facilities an emergency or other event that necessitates a curtailment or interruption of service, the utility or generation and transmission cooperative shall not curtail or interrupt retail electric service within its certified territory, or curtail or interrupt wholesale electric energy furnished to a member distribution cooperative for retail electric service within the cooperative's certified territory, except for customers who have agreed to receive interruptable service, until after service has been interrupted to all other customers whose interruption may relieve the emergency or other event.

SECTION 13. A NEW SECTION OF KRS 278.010 TO 278.450 IS CREATED TO READ AS FOLLOWS:

(1) Except for a utility as defined under subsection (9) of Section 15 of this Act that has been granted a certificate of public

convenience and necessity prior to April 15, 2002, no utility shall begin the construction of a facility for the generation of electricity capable of generating in aggregate more than ten megawatts (10MW) without having first obtained a site compatibility certificate from the commission.

(2) An application for a site compatibility certificate shall include the submission of a site assessment report as prescribed in subsections (3) and (4) of Section 5 of this Act, except that a utility which proposes to construct a facility on a site that already contains facilities capable of generating ten megawatts (10MW) or more of electricity shall not be required to comply with setback requirements established pursuant to subsection (3) of Section 3 of this Act. A utility may submit and the board may accept documentation of compliance with the National Environmental Policy Act (NEPA) rather than a site assessment report.

(3) The commission may deny an application filed pursuant to, and in compliance with, this section. The commission may require reasonable mitigation of impacts disclosed in the site assessment report including planting trees, changing outside lighting, erecting noise barriers, and suppressing fugitive dust, but the commission shall, in no event, order relocation of the facility.

(4) The commission may also grant a deviation from any applicable setback requirements for good cause shown.

(5) Nothing contained in this section shall be construed to limit a utility's exemption provided under KRS 100.324.

(6) Unless specifically stated otherwise, for the purposes of this section, "utility" has the same meaning as in KRS 278.010(3)(a) or (9).

SECTION 14. A NEW SECTION OF KRS 278.010 TO 278.450 IS CREATED TO READ AS FOLLOWS:

(1) No person shall acquire or transfer ownership of or control, or the right to control, any assets that are owned by a utility as defined under subsection (3)(a) of Section 15 of this Act without prior approval of the commission, if the assets have an original book value of one million dollars ($1,000,000) or more and:

(a) The assets are to be transferred by the utility for reasons other than obsolescence; or

(b) The assets will continue to be used to provide the same or similar service to the utility or its customers.

(2) The commission shall grant its approval if the transaction is for a proper purpose and is consistent with the public interest.

Section 15. KRS 278.010 is amended to read as follows:

As used in KRS 278.010 to 278.450, and in KRS 278.990, unless the context otherwise requires:

(1) "Corporation" includes private, quasipublic, and public corporations, and all boards, agencies, and instrumentalities thereof, associations, joint-stock companies, and business trusts;

(2) "Person" includes natural persons, partnerships, corporations, and two (2) or more persons having a joint or common interest;

(3) "Utility" means any person except, for purposes of paragraphs (a), (b), (c), (d), and (f) of this subsection, a city, who owns, controls, operates, or manages any facility used or to be used for or in connection with:

(a) The generation, production, transmission, or distribution of electricity to or for the public, for compensation, for lights, heat, power, or other uses;

(b) The production, manufacture, storage, distribution, sale, or furnishing of natural or manufactured gas, or a mixture of same, to or for the public, for compensation, for light, heat, power, or other uses;

(c) The transporting or conveying of gas, crude oil, or other fluid substance by pipeline to or for the public, for compensation;

(d) The diverting, developing, pumping, impounding, distributing, or furnishing of water to or for the public, for compensation;

(e) The transmission or conveyance over wire, in air, or otherwise, of any message by telephone or telegraph for the public, for compensation; or

(f) The collection, transmission, or treatment of sewage for the public, for compensation, if the facility is a subdivision collection, transmission, or treatment facility plant that is affixed to real property and is located in a county containing a city of the first class or is a sewage collection, transmission, or treatment facility that is affixed to real property, that is located in any other county, and that is not subject to regulation by a metropolitan sewer district or any sanitation district created pursuant to KRS Chapter 220;

(4) "Retail electric supplier" means any person, firm, corporation, association, or cooperative corporation, excluding municipal corporations, engaged in the furnishing of retail electric service;

(5) "Certified territory" shall mean the areas as certified by and pursuant to KRS 278.017;

(6) "Existing distribution line" shall mean an electric line which on June 16, 1972, is being or has been substantially used to supply retail electric service and includes all lines from the distribution substation to the electric consuming facility but does not include any transmission facilities used primarily to transfer energy in bulk;

(7) "Retail electric service" means electric service furnished to a consumer for ultimate consumption, but does not include

wholesale electric energy furnished by an electric supplier to another electric supplier for resale;

(8) "Electric-consuming facilities" means everything that utilizes electric energy from a central station source;

(9) "Generation and transmission cooperative," or "G&T," means a utility formed under KRS Chapter 279 that provides electric generation and transmission services;

(10) "Distribution cooperative" means a utility formed under KRS Chapter 279 that provides retail electric service;

(11) "Facility" includes all property, means, and instrumentalities owned, operated, leased, licensed, used, furnished, or supplied for, by, or in connection with the business of any utility;

(12) "Rate" means any individual or joint fare, toll, charge, rental, or other compensation for service rendered or to be rendered by any utility, and any rule, regulation, practice, act, requirement, or privilege in any way relating to such fare, toll, charge, rental, or other compensation, and any schedule or tariff or part of a schedule or tariff thereof;

(13) "Service" includes any practice or requirement in any way relating to the service of any utility, including the voltage of electricity, the heat units and pressure of gas, the purity, pressure, and quantity of water, and in general the quality, quantity, and pressure of any commodity or product used or to be used for or in connection with the business of any utility;

(14) "Adequate service" means having sufficient capacity to meet the maximum estimated requirements of the customer to be served during the year following the commencement of permanent service and to meet the maximum estimated requirements of other actual customers to be supplied from the same lines or facilities during such year and to assure such customers of reasonable continuity of service;

(15) "Commission" means the Public Service Commission of Kentucky;

(16) "Commissioner" means one (1) of the members of the commission;

(17) "Demand-side management" means any conservation, load management, or other utility activity intended to influence the level or pattern of customer usage or demand, including home energy assistance programs;

(18) "Affiliate" means a person that controls or that is controlled by, or is under common control with, a utility;

(19) "Control" means the power to direct the management or policies of a person through ownership, by contract, or otherwise;

(20) "CAM" means a cost allocation manual which is an indexed compilation and documentation of a company's cost allocation policies and related procedures;

(21) "Nonregulated activity" means the provision of competitive retail gas or electric services or other products or services over which the commission exerts no regulatory authority;

(22) "Nonregulated" means that which is not subject to regulation by the commission;

(23) "Regulated activity" means a service provided by a utility ***or other person***, the rates and charges of which are regulated by the commission;

(24) "USoA" means uniform system of accounts which is a system of accounts for public utilities established by the FERC and adopted by the commission;

(25) "Arm's length" means the standard of conduct under which unrelated parties, each party acting in its own best interest, would negotiate and carry out a particular transaction;

(26) "Subsidize" means the recovery of costs or the transfer of value from one (1) class of customer, activity, or business unit that is attributable to another;

(27) "Solicit" means to engage in or offer for sale a good or service, either directly or indirectly and irrespective of place or audience;

(28) "USDA" means the United States Department of Agriculture;

(29) "FERC" means the Federal Energy Regulatory Commission; and

(30) "SEC" means the Securities and Exchange Commission.

Section 16. The following KRS section is repealed:

278.025 Certificate of environmental compatibility -- Requirements.

Section 17. Whereas the regulatory agencies charged with the implementation of this Act will need time sufficient to revise administrative regulations and place them in effect prior to the expiration of the moratorium on the issuance of permits for new electricity generating facilities, an emergency is declared to exist, and this Act takes effect upon its passage and approval by the Governor or upon its otherwise becoming a law.".

Floor Amendment No. 21 to the House Committee Substitute to **SB 257**, by Representative Barrows:

SB 257, After the enacting clause, by deleting all the text and replacing it with the following:

"SECTION 1. A NEW SECTION OF KRS CHAPTER 278 IS CREATED TO READ AS FOLLOWS:

As used in Sections 1 to 9 of this Act, unless the context requires otherwise:

(1) "Board" means the Kentucky State Board on Electric Generation and Transmission Siting created in Section 2 of this Act;

(2) "Merchant electric generating facility" means, except for a qualifying cogeneration facility as defined in subsection (7) of this section, an electricity generating plant, together with associated facilities, that:

(a) Is capable of operating at a capacity of ten megawatts (10MW) or more; and

(b) Sells the electricity it produces in the wholesale market, at rates and charges not regulated by the Public Service Commission;

(3) "Person" means any individual, corporation, public corporation, political subdivision, governmental agency, municipality, partnership, cooperative association, trust, estate, two (2) or more persons having a joint or common interest, or any other entity, and no portion of Sections 1 to 9, 10, 11, 12, 13, or 14 of this Act shall apply to a utility owned by a municipality unless the utility is a merchant plant as defined in this section;

(4) "Commence to construct" means physical on-site placement, assembly, or installation of materials or equipment which will make up part of the ultimate structure of the facility. In order to qualify, these activities must take place at the site of the proposed facility or must be site-specific. Activities such as site clearing and excavation work will not satisfy the commence to construct requirements;

(5) "Nonregulated electric transmission line" means an electric transmission line and related appurtenances for which no certificate of public convenience and necessity is required; which is not operated as an activity regulated by the Public Service Commission; and which is capable of operating at or above sixty-nine thousand (69,000) volts;

(6) "Residential neighborhood" means a populated area of five (5) or more acres containing at least one (1) residential structure per acre; and

(7) "Qualifying cogeneration facility" means a facility as defined in 16 U.S.C. sec. 796(18)(b), which does not exceed a capacity of one hundred fifty megawatts (150MW), that is located on site at a manufacturer's plant and that uses steam from the cogeneration facility in its manufacturing process.

SECTION 2. A NEW SECTION OF KRS CHAPTER 278 IS CREATED TO READ AS FOLLOWS:

(1) There is hereby established the Kentucky State Board on Electric Generation and Transmission Siting. The board shall be composed of seven (7) members as follows:

(a) The three (3) members of the Kentucky Public Service Commission;

(b) The secretary of the Natural Resources and Environmental Protection Cabinet or the secretary's designee;

(c) The secretary of the Cabinet for Economic Development or the secretary's designee;

(d) 1. If the facility subject to board approval is proposed to be located in one (1) county, two (2) ad hoc public members to be appointed by the Governor from a county where a facility subject to board approval is proposed to be located:

a. One (1) of the ad hoc public members shall be the chairman of the planning commission with jurisdiction over an area in which a facility subject to board approval is proposed to be located. If the proposed location is not within a jurisdiction with a planning commission, then the Governor shall appoint either the county judge/executive of a county that contains the proposed location of the facility or the mayor of a city, if the facility is proposed to be within a city; and

b. One (1) of the ad hoc public members shall be appointed by the Governor and shall be a resident of the county in which the facility is proposed to be located.

2. If the facility subject to board approval is proposed to be located in more than one (1) county, two (2) ad hoc public members to be chosen as follows:

a. One (1) ad hoc public member shall be the county judge/executive of a county in which the facility is proposed to be located, to be chosen by majority vote of the county judge/executives of the counties in which the facility is proposed to be located; and

b. One (1) ad hoc public member shall be a resident of a county in which the facility is proposed to be located, and shall be appointed by the Governor.

If a member has not been chosen by majority vote, as provided in subdivision a. of this subparagraph, by thirty (30) days after the filing of the application, the Governor shall directly appoint the member.

3. Ad hoc public members appointed to the board shall have no direct financial interest in the facility proposed to be constructed.

(2) The term of service for the ad hoc members of the board shall continue until the board issues a final determination in the proceeding for which they were appointed. The remaining members of the board shall be permanent members.

(3) The board shall be attached to the Public Service Commission for administrative purposes. The commission staff shall serve as permanent administrative staff for the board. The members of the board identified in subsection (1)(a) to (d) of this section shall promulgate administrative regulations in accordance with KRS Chapter 13A to implement Sections 1 to 9 of this Act.

(4) No member of the board shall receive any salary or fee for service on the board or shall have any financial interest in any facility the application for which comes before the board, but each member shall be reimbursed for actual travel and expenses directly related to service on the board.

(5) The chairman of the Public Service Commission shall be the chairman of the board. The chairman shall designate one (1) member of the board as vice chairman. A majority of the members of the board shall constitute a quorum for the transaction of business. No vacancy on the board shall impair the right of the remaining members to exercise all of the powers of the board. The board shall convene upon the call of the chairman.

SECTION 3. A NEW SECTION OF KRS CHAPTER 278 IS CREATED TO READ AS FOLLOWS:

(1) No person shall commence to construct a merchant electric generating facility until that person has applied for and obtained a construction certificate for the facility from the board. The construction certificate shall be valid for a period of two (2) years after the issuance date of the last permit required to be obtained from the Natural Resources and Environmental Protection Cabinet after which the certificate shall be void. The certificate shall be conditioned upon the applicant obtaining necessary air, water, and waste permits. If an applicant has not obtained all necessary permits and has not commenced to construct prior to the expiration date of the certificate, the applicant shall be required to obtain a valid certificate from the board.

(2) Except as provided in subsections (3), (4), and (5) of this section, no person shall commence to construct a merchant electric generating facility unless the exhaust stack of the proposed facility is at least one thousand (1,000) feet from the property boundary of any adjoining property owner and two thousand (2,000) feet from any residential neighborhood, school, hospital, or nursing home facility.

(3) If the merchant electric generating facility is proposed to be located in a county or a municipality with planning and zoning, then setback requirements from a residential neighborhood, school, hospital, or nursing home facility may be established by the planning and zoning commission. Any setback established by a planning and zoning commission for a facility in an area over which it has jurisdiction shall:

- *(a) Have primacy over the setback requirement in subsections (2) and (5) of this section; and*
- *(b) Not be subject to modification or waiver by the board through a request for deviation by the applicant, as provided in subsection (4) of this section.*

(4) The board may grant a deviation from the requirements of subsection (2) of this section on a finding that the proposed facility is designed and located to meet the goals of the Act at a distance closer than those provided in subsection (2) of this Section.

(5) If the merchant electric generating facility is proposed to be located on a site of a former coal processing plant in the Commonwealth where the electric generating facility will utilize on-site waste coal as a fuel source, then the one thousand (1,000) foot property boundary requirement in subsection (2) of this section shall not by applicable; however, the applicant shall be required to meet any other setback requirements contained in subsection (2) of this section.

SECTION 4. A NEW SECTION OF KRS CHAPTER 278 IS CREATED TO READ AS FOLLOWS:

(1) Any person seeking to obtain a construction certificate from the board to construct a merchant electric generating facility shall file an application at the office of the Public Service Commission.

(2) A completed application shall include the following:

- *(a) The name, address, and telephone number of the person proposing to construct and own the merchant electric generating facility;*
- *(b) A full description of the proposed site, including a map showing the distance of the proposed site from residential neighborhoods, the nearest residential structures, schools, and public and private parks that are located within a two (2) mile radius of the proposed facility;*
- *(c) Evidence of public notice that shall include the location of the proposed site and a general description of the project, state that the proposed construction is subject to approval by the board, and provide the telephone number and address of the Public Service Commission. Public notice shall be given within thirty (30) days immediately preceding the application filing to:*
  - *1. Landowners whose property borders the proposed site; and*
  - *2. The general public in a newspaper of general circulation in the county or municipality in which the plant is proposed to be located;*
- *(d) A statement certifying that the proposed plant will be in compliance with all local ordinances and regulations concerning noise control and with any local planning and zoning ordinances. The statement shall also disclose setback requirements established by the planning and zoning commission as provided under subsection (3) of Section 3 of this Act;*
- *(e) If the facility is not proposed to be located on site of a former coal processing plant and the facility will use on-site waste coal as a fuel source or in an area where a planning and zoning commission has established a setback requirement pursuant to subsection (3) of Section 3 of this Act, a statement that the proposed site is at least one thousand (1,000) feet from the property boundary of any adjoining property owner and two thousand*

(2,000) feet from any residential neighborhood, school, hospital, or nursing home facility, unless facilities capable of generating ten megawatts (10MW) or more currently exist on the site. If the facility is proposed to be located on site of a former coal processing plant and the facility will use on-site waste coal as a fuel source, a statement that the proposed site is compatible with the setback requirements provided under subsection (5) of Section 3 of this Act. If the facility is proposed to be located in a jurisdiction that has established setback requirements pursuant to subsection (3) of Section 3 of this Act, a statement that the proposed site is compatible with those established setback requirements;

(f) A complete report of the applicant's public involvement program activities undertaken prior to the filing of the application, including any use of media coverage, direct mailing, fliers, newsletters, public meetings, establishment of a community advisory group, and any other efforts to obtain local involvement in the siting process;

(g) A summary of the efforts made by the applicant to locate the proposed facility on a site where existing electric generating facilities are located;

(h) Proof of service of a copy of the application upon the chief executive officer of each county and municipal corporation in which the proposed facility is to be located, and upon the chief officer of each public agency charged with the duty of planning land use in the jurisdiction in which the facility is proposed to be located;

(i) An analysis of the proposed facility's projected effect on the electricity transmission system in Kentucky;

(j) An analysis of the proposed facility's economic impact on the affected region and the state;

(k) A detailed listing of all violations by it, or any person with an ownership interest, of federal or state environmental laws, rules, or administrative regulations, whether judicial or administrative, where violations have resulted in criminal convictions or civil or administrative fines exceeding five thousand dollars ($5,000). The status of any pending action, whether judicial or administrative, shall also be submitted; and

(l) A site assessment report as specified in Section 5 of this Act. The applicant may submit and the board may accept documentation of compliance with the National Environmental Policy Act (NEPA) rather than a site assessment report.

(3) Application fees for a construction certificate shall be set by the board and deposited into a trust and agency account to the credit of the commission.

(4) Replacement of a merchant electric generating facility with a like facility, or the repair, modification, retrofitting, enhancement, or reconfiguration of a merchant electric generating facility shall not, for the purposes of Sections 3, 4, 5, 6, 7 and 10 of this Act, constitute construction of a merchant electric generating facility.

(5) The board shall promulgate administrative regulations prescribing fees to pay expenses associated with its review of applications filed with it pursuant to Sections 1 to 9 of this Act. All application fees collected by the board shall be deposited in a trust and agency account to the credit of the Public Service Commission. If a majority of the members of the board find that an applicant's initial fees are insufficient to pay the board's expenses associated with the application, including the board's expenses associated with legal review thereof, the board shall assess a supplemental application fee to cover the additional expenses. An applicant's failure to pay a fee assessed pursuant to this subsection shall be grounds for denial of the application.

SECTION 5. A NEW SECTION OF KRS CHAPTER 278 IS CREATED TO READ AS FOLLOWS:

(1) Any person proposing to construct a merchant electric generating facility shall file a site assessment report with the board as required under subsection (2)(l) of Section 4 of this Act.

(2) A site assessment report shall be prepared by the applicant or its designee.

(3) A completed site assessment report shall include:

(a) A description of the proposed facility that shall include a proposed site development plan that describes:

1. Surrounding land uses for residential, commercial, agricultural, and recreational purposes;

2. The legal boundaries of the proposed site;

3. Proposed access control to the site;

4. The location of facility buildings, transmission lines, and other structures;

5. Location and use of access ways, internal roads, and railways;

6. Existing or proposed utilities to service the facility;

7. Compliance with applicable setback requirements as provided under subsections (2), (3), or (5) of Section 3 of this Act; and

8. Evaluation of the noise levels expected to be produced by the facility;

(b) An evaluation of the compatibility of the facility with scenic surroundings;

(c) The potential changes in property values resulting from the siting, construction, and operation of the proposed facility for property owners adjacent to the facility;

(d) Evaluation of anticipated peak and average noise levels associated with the facility's construction and operation at the property boundary; and

(e) The impact of the facility's operation on road and rail traffic to and within the facility, including anticipated levels of fugitive dust created by the traffic and any anticipated degradation of roads and lands in the vicinity of the facility.

(4) The site assessment report shall also suggest any mitigating measures to be implemented by the applicant including planting trees, changing outside lighting, erecting noise barriers, and suppressing fugitive dust.

(5) The board shall have the authority to hire a consultant to review the site assessment report and provide recommendations concerning the adequacy of the report and proposed mitigation measures. The board may direct the consultant to prepare a separate site assessment report. Any expenses or fees incurred by the board's hiring of a consultant shall be borne by the applicant.

(6) The applicant shall be given the opportunity to present evidence to the board regarding any mitigation measures. As a condition of approval for an application to obtain a construction certificate, the board may require the implementation of any mitigation measures that the board deems appropriate.

SECTION 6. A NEW SECTION OF KRS CHAPTER 278 IS CREATED TO READ AS FOLLOWS:

(1) Within ninety (90) days of receipt of an administratively complete application, or within one hundred twenty (120) days of receipt of an administratively complete application if a hearing is requested, the board shall, by majority vote, grant or deny a construction certificate, either in whole or in part, based upon the following criteria:

(a) Impact of the facility on scenic surroundings, property values, the pattern and type of development of adjacent property, and surrounding roads;

(b) Anticipated noise levels expected as a result of construction and operation of the proposed facility;

(c) The economic impact of the facility upon the affected region and the state;

(d) Whether the facility is proposed for a site upon which existing generating facilities, capable of generating ten megawatts (10MW) or more of electricity, are currently located;

(e) Whether the proposed facility will meet all local planning and zoning requirements that existed on the date the application was filed;

(f) Whether the additional load imposed upon the electricity transmission system by use of the merchant electric generating facility will adversely affect the reliability of service for retail customers of electric utilities regulated by the Public Service Commission;

(g) Except where the facility is subject to a statewide setback established by a planning and zoning commission as provided in subsection (3) of Section 3 of this Act and except for a facility proposed to be located on site of a former coal processing plant and the facility will use on-site waste coal as a fuel source, whether the exhaust stack of the proposed merchant electric generating facility is at least one thousand (1,000) feet from the property boundary of any adjoining property owner and two thousand (2,000) feet from any residential neighborhood, school, hospital, or nursing home facility. If a planning and zoning commission has established setback requirements that differ from those under subsection (2) of Section 3 of this Act, the applicant shall provide evidence of compliance. If the facility is proposed to be located on site of a former coal processing plant and the facility will use on-site waste coal as a fuel source, the applicant shall provide evidence of compliance with the setback requirements provided in subsection (5) of Section 3 of this Act;

(h) The efficacy of any proposed measures to mitigate adverse impacts that are identified pursuant to paragraphs (a), (b), (e), or (f) of this subsection from the construction or operation of the proposed facility; and

(i) Whether the applicant has a good environmental compliance history.

(2) When considering an application for a construction certificate for a merchant electric generating facility, the board may consider the policy of the General Assembly to encourage the use of coal as a principal fuel for electricity generation as set forth in KRS 152.210, provided that any facility, regardless of fuel choice, shall comply fully with Sections 1 to 9, 10, 11, and 13 of this Act.

(3) A person that has received a construction certificate for a merchant electric generating facility shall not transfer rights and obligation under the certificate without having first applied for and received a board determination that:

(a) The acquirer has a good environmental compliance history; and

(b) The acquirer has the financial, technical, and managerial capacity to meet the obligations imposed by the terms of the approval or has the ability to contract to meet these obligations.

SECTION 7. A NEW SECTION OF KRS CHAPTER 278 IS CREATED TO READ AS FOLLOWS:

(1) The board may convene a local public hearing upon receipt of a request by not less than three (3) interested persons that reside in a county or municipal corporation in which the facility is proposed to be constructed to consider the application for a construction certificate. The board shall convene a local public hearing in response to a request from the planning and zoning commission, mayor of a city, or county fiscal court of a jurisdiction where the facility is proposed to be located. If the facility is proposed to be located in more than one (1) county, the board may convene a

local public hearing and the hearing shall be held in the county with the largest population not more than sixty (60) days after receipt of a completed application. Absent the minimum number of requests for a local public hearing, the board may conduct all evidentiary proceedings in Franklin County.

(2) In any hearing on an application for a construction certificate, the board shall not be bound by the technical rules of legal evidence. Any hearing shall be conducted pursuant to and in conformance with rules and requirements set forth by the board in administrative regulations promulgated pursuant to subsection (2) of Section 2 of this Act.

(3) The parties to a proceeding before the board shall include:

- *(a) The applicant; and*
- *(b) Any person having been granted the right of intervention pursuant to subsection (4) of this section.*

(4) Any interested person, including a person residing in a county or municipal corporation in which the facility is proposed to be constructed may, upon motion to the board, be granted leave to intervene as a party to a proceeding held pursuant to this section.

(5) Any party to a proceeding held pursuant to this section or any final determination pursuant to Section 6 of this Act may, within thirty (30) days after service of the board's final ruling, bring an action against the board in the Circuit Court of the county in which the facility is proposed to be constructed to vacate or set aside the ruling on grounds that the ruling is arbitrary, capricious, or otherwise unlawful or unreasonable. Any party instituting an action for review of the board's ruling in the Circuit Court of the county in which the facility is proposed to be constructed shall give notice to all parties of record in the board's proceeding.

SECTION 8. A NEW SECTION OF KRS CHAPTER 278 IS CREATED TO READ AS FOLLOWS:

(1) No person shall commence to construct a nonregulated electric transmission line without a construction certificate issued by the board. An application for a construction certificate shall be filed at the offices of the Public Service Commission along with an application fee as set forth in subsection (5) of this section.

(2) A completed application shall include the following:

- *(a) The name, address, and telephone number of the person proposing construction of the nonregulated transmission line;*
- *(b) A full description of the proposed route of the transmission line and its appurtenances. The description shall include a map or maps showing:*
  - *1. The location of the proposed line and all proposed structures that will support it;*
  - *2. The proposed right-of-way limits;*
  - *3. Existing property lines and the names of persons who own the property over which the line will cross; and*
  - *4. The distance of the proposed line from residential neighborhoods, schools, and public and private parks within one (1) mile of the proposed facilities;*
- *(c) A full description of the proposed line and appurtenances, including the following:*
  - *1. Initial and design voltages and capacities;*
  - *2. Length of line;*
  - *3. Terminal points; and*
  - *4. Substation connections;*
- *(d) A statement that the proposed transmission line and appurtenances will be constructed and maintained in accordance with accepted engineering practices and the National Electric Safety Code;*
- *(e) Evidence that public notice has been given by publication in a newspaper of general circulation in the general area concerned. Public notice shall include the location of the proposed line, shall state that the proposed line is subject to approval by the board, and shall provide the telephone number and address of the Public Service Commission; and*
- *(f) Proof of service of a copy of the application upon the chief executive officer of each county and municipal corporation in which the proposed line is to be located, and upon the chief officer of each public agency charged with the duty of planning land use in the general area in which the line is proposed to be located.*

(3) Within ninety (90) days of receipt of the application, or one hundred twenty (120) days if a local public hearing is held, the board shall, by majority vote, grant or deny the construction certificate either in whole or in part. Action to grant the certificate shall be based on the board's determination that the proposed route of the line will minimize significant adverse impact on the scenic assets of Kentucky and that the applicant will construct and maintain the line according to all applicable legal requirements. If the board determines that locating the transmission line will result in significant degradation of scenic factors or if the board determines that the construction and maintenance of the line will be in violation of applicable legal requirements, the board may deny the application or condition the application's approval upon relocation of the route of the line, or changes in design or configuration of the line.

(4) A public hearing on an application to construct a nonregulated electric transmission line may be held in accordance

with the provisions of Section 7 of this Act.

(5) The board shall promulgate administrative regulations to establish an application fee for a construction certificate for a nonregulated transmission line in accordance with subsection (3) of Section 4 of this Act.

SECTION 9. A NEW SECTION OF KRS CHAPTER 278 IS CREATED TO READ AS FOLLOWS:

(1) There is hereby created a trust and agency account in the Public Service Commission called the "siting fund."

(2) All fees received by the board for the purpose of administering Sections 1 to 9 of this Act shall be deposited into the siting fund. The fund shall not lapse and all expenditures from the fund shall be used to implement Sections 1 to 9 of this Act.

SECTION 10. A NEW SECTION OF SUBCHAPTER 10 OF KRS CHAPTER 224 IS CREATED TO READ AS FOLLOWS:

(1) Except for a person that commenced construction of a facility prior to April 15, 2002, or that has received a certificate of public convenience and necessity from the Public Service Commission prior to April 15, 2002, no person shall commence to construct a facility to be used for the generation of electricity unless the person:

- *(a) Submits a cumulative environmental assessment to the cabinet with the permit application; and*
- *(b) Remits a fee set pursuant to KRS 224.10-100(20) by the cabinet to defray the cost of processing the cumulative environmental assessment.*

(2) The person may submit and the cabinet may accept documentation of compliance with the National Environmental Policy Act (NEPA) as satisfying the requirements to file a cumulative environmental assessment under subsection (1) of this section.

(3) The cumulative environmental assessment shall contain a description, with appropriate analytical support, of:

- *(a) For air pollutants:*
  - *1. Types and quantities of air pollutants that will be emitted from the facility; and*
  - *2. A description of the methods to be used to control those emissions;*
- *(b) For water pollutants:*
  - *1. Types and quantities of water pollutants that will be discharged from the facility into the waters of the Commonwealth; and*
  - *2. A description of the methods to be used to control those discharges;*
- *(c) For wastes:*
  - *1. Types and quantities of wastes that will be generated by the facility; and*
  - *2. A description of the methods to be used to manage and dispose of such wastes; and*
- *(d) For water withdrawal:*
  - *1. Identification of the source and volume of anticipated water withdrawal needed to support facility construction and operations; and*
  - *2. A description of the methods to be used for managing water usage and withdrawal.*

(4) The cabinet may impose such conditions regarding the timing, volume, duration, or type of pollutants on a permit, registration, general permit, or permit-by-rule for a facility subject to this section as are necessary to comply with applicable standards.

(5) The cabinet may promulgate administrative regulations to implement the provisions of this section.

(6) All new merchant electric generating facility sources receiving an air pollution permit after the effective date of this Act, whether designated as a minor or major source for emission of ozone precursors, shall employ best available control technology (BACT) for oxides of nitrogen.

SECTION 11. A NEW SECTION OF KRS 278.010 TO 278.450 IS CREATED TO READ AS FOLLOWS:

(1) No utility shall begin the construction or installation of any property, equipment, or facility to establish an electrical interconnection with a merchant electric generating facility in excess of ten megawatts (10MW) until the plans and specifications for the electrical interconnection have been filed with the commission.

(2) Notwithstanding any other provision of law, any costs or expenses associated with upgrading the existing electricity transmission grid, as a result of the additional load caused by a merchant electric generating facility, shall be borne solely by the person constructing the merchant electric generating facility and shall in no way be borne by the retail electric customers of the Commonwealth.

SECTION 12. A NEW SECTION OF KRS 278.010 TO 278.450 IS CREATED TO READ AS FOLLOWS:

When a utility or generation and transmission cooperative engaged in the transmission of electricity experiences on its transmission facilities an emergency or other event that necessitates a curtailment or interruption of service, the utility or generation and transmission cooperative shall not curtail or interrupt retail electric service within its certified territory, or curtail or interrupt wholesale electric energy furnished to a member distribution cooperative for retail electric service within *the cooperative's certified territory, except for customers who have agreed to receive interruptable service, until after service has been interrupted to all other customers whose interruption may relieve the emergency or other event.*

SECTION 13. A NEW SECTION OF KRS 278.010 TO 278.450 IS CREATED TO READ AS FOLLOWS:

(1) Except for a utility as defined under subsection (9) of Section 15 of this Act that has been granted a certificate of public convenience and necessity prior to April 15, 2002, no utility shall begin the construction of a facility for the generation of electricity capable of generating in aggregate more than ten megawatts (10MW) without having first obtained a site compatibility certificate from the commission.

(2) An application for a site compatibility certificate shall include the submission of a site assessment report as prescribed in subsections (3) and (4) of Section 5 of this Act, except that a utility which proposes to construct a facility on a site that already contains facilities capable of generating ten megawatts (10MW) or more of electricity shall not be required to comply with setback requirements established pursuant to subsection (3) of Section 3 of this Act. A utility may submit and the board may accept documentation of compliance with the National Environmental Policy Act (NEPA) rather than a site assessment report.

(3) The commission may deny an application filed pursuant to, and in compliance with, this section. The commission may require reasonable mitigation of impacts disclosed in the site assessment report including planting trees, changing outside lighting, erecting noise barriers, and suppressing fugitive dust, but the commission shall, in no event, order relocation of the facility.

(4) The commission may also grant a deviation from any applicable setback requirements on a finding that the proposed facility is designed and located to meet the goals of the Act at a distance closer than those provided by the applicable setback requirements.

(5) Nothing contained in this section shall be construed to limit a utility's exemption provided under KRS 100.324.

(6) Unless specifically stated otherwise, for the purposes of this section, "utility" has the same meaning as in KRS 278.010(3)(a) or (9).

SECTION 14. A NEW SECTION OF KRS 278.010 TO 278.450 IS CREATED TO READ AS FOLLOWS:

(1) No person shall acquire or transfer ownership of or control, or the right to control, any assets that are owned by a utility as defined under subsection (3)(a) of Section 15 of this Act without prior approval of the commission, if the assets have an original book value of one million dollars ($1,000,000) or more and:

  (a) The assets are to be transferred by the utility for reasons other than obsolescence; or

  (b) The assets will continue to be used to provide the same or similar service to the utility or its customers.

(2) The commission shall grant its approval if the transaction is for a proper purpose and is consistent with the public interest.

Section 15. KRS 278.010 is amended to read as follows:

As used in KRS 278.010 to 278.450, and in KRS 278.990, unless the context otherwise requires:

(1) "Corporation" includes private, quasipublic, and public corporations, and all boards, agencies, and instrumentalities thereof, associations, joint-stock companies, and business trusts;

(2) "Person" includes natural persons, partnerships, corporations, and two (2) or more persons having a joint or common interest;

(3) "Utility" means any person except, for purposes of paragraphs (a), (b), (c), (d), and (f) of this subsection, a city, who owns, controls, operates, or manages any facility used or to be used for or in connection with:

  (a) The generation, production, transmission, or distribution of electricity to or for the public, for compensation, for lights, heat, power, or other uses;

  (b) The production, manufacture, storage, distribution, sale, or furnishing of natural or manufactured gas, or a mixture of same, to or for the public, for compensation, for light, heat, power, or other uses;

  (c) The transporting or conveying of gas, crude oil, or other fluid substance by pipeline to or for the public, for compensation;

  (d) The diverting, developing, pumping, impounding, distributing, or furnishing of water to or for the public, for compensation;

  (e) The transmission or conveyance over wire, in air, or otherwise, of any message by telephone or telegraph for the public, for compensation; or

  (f) The collection, transmission, or treatment of sewage for the public, for compensation, if the facility is a subdivision collection, transmission, or treatment facility plant that is affixed to real property and is located in a county containing a city of the first class or is a sewage collection, transmission, or treatment facility that is affixed to real property, that is located in any other county, and that is not subject to regulation by a metropolitan sewer district or any sanitation district created pursuant to KRS Chapter 220;

(4) "Retail electric supplier" means any person, firm, corporation, association, or cooperative corporation, excluding municipal corporations, engaged in the furnishing of retail electric service;

(5) "Certified territory" shall mean the areas as certified by and pursuant to KRS 278.017;

(6) "Existing distribution line" shall mean an electric line which on June 16, 1972, is being or has been substantially used to supply retail electric service and includes all lines from the distribution substation to the electric consuming facility but does not include any transmission facilities used primarily to transfer energy in bulk;

(7) "Retail electric service" means electric service furnished to a consumer for ultimate consumption, but does not include wholesale electric energy furnished by an electric supplier to another electric supplier for resale;

(8) "Electric-consuming facilities" means everything that utilizes electric energy from a central station source;

(9) "Generation and transmission cooperative," or "G&T," means a utility formed under KRS Chapter 279 that provides electric generation and transmission services;

(10) "Distribution cooperative" means a utility formed under KRS Chapter 279 that provides retail electric service;

(11) "Facility" includes all property, means, and instrumentalities owned, operated, leased, licensed, used, furnished, or supplied for, by, or in connection with the business of any utility;

(12) "Rate" means any individual or joint fare, toll, charge, rental, or other compensation for service rendered or to be rendered by any utility, and any rule, regulation, practice, act, requirement, or privilege in any way relating to such fare, toll, charge, rental, or other compensation, and any schedule or tariff or part of a schedule or tariff thereof;

(13) "Service" includes any practice or requirement in any way relating to the service of any utility, including the voltage of electricity, the heat units and pressure of gas, the purity, pressure, and quantity of water, and in general the quality, quantity, and pressure of any commodity or product used or to be used for or in connection with the business of any utility;

(14) "Adequate service" means having sufficient capacity to meet the maximum estimated requirements of the customer to be served during the year following the commencement of permanent service and to meet the maximum estimated requirements of other actual customers to be supplied from the same lines or facilities during such year and to assure such customers of reasonable continuity of service;

(15) "Commission" means the Public Service Commission of Kentucky;

(16) "Commissioner" means one (1) of the members of the commission;

(17) "Demand-side management" means any conservation, load management, or other utility activity intended to influence the level or pattern of customer usage or demand, including home energy assistance programs;

(18) "Affiliate" means a person that controls or that is controlled by, or is under common control with, a utility;

(19) "Control" means the power to direct the management or policies of a person through ownership, by contract, or otherwise;

(20) "CAM" means a cost allocation manual which is an indexed compilation and documentation of a company's cost allocation policies and related procedures;

(21) "Nonregulated activity" means the provision of competitive retail gas or electric services or other products or services over which the commission exerts no regulatory authority;

(22) "Nonregulated" means that which is not subject to regulation by the commission;

(23) "Regulated activity" means a service provided by a utility ***or other person***, the rates and charges of which are regulated by the commission;

(24) "USoA" means uniform system of accounts which is a system of accounts for public utilities established by the FERC and adopted by the commission;

(25) "Arm's length" means the standard of conduct under which unrelated parties, each party acting in its own best interest, would negotiate and carry out a particular transaction;

(26) "Subsidize" means the recovery of costs or the transfer of value from one (1) class of customer, activity, or business unit that is attributable to another;

(27) "Solicit" means to engage in or offer for sale a good or service, either directly or indirectly and irrespective of place or audience;

(28) "USDA" means the United States Department of Agriculture;

(29) "FERC" means the Federal Energy Regulatory Commission; and

(30) "SEC" means the Securities and Exchange Commission.

Section 16. The following KRS section is repealed:

278.025 Certificate of environmental compatibility -- Requirements.

Section 17. Whereas the regulatory agencies charged with the implementation of this Act will need time sufficient to revise administrative regulations and place them in effect prior to the expiration of the moratorium on the issuance of permits for new electricity generating facilities, an emergency is declared to exist, and this Act takes effect upon its passage and approval by the Governor or upon its otherwise becoming a law.";

Floor Amendment No. 22 to the Committee Substitute to **SB 257**, by Representative Barrows:

SB 257, After the enacting clause, by deleting all the text and replacing it with the following:

"SECTION 1. A NEW SECTION OF KRS CHAPTER 278 IS CREATED TO READ AS FOLLOWS:

As used in Sections 1 to 9 of this Act, unless the context requires otherwise:

(1) "Board" means the Kentucky State Board on Electric Generation and Transmission Siting created in Section 2 of this Act;

(2) "Merchant electric generating facility" means, except for a qualifying cogeneration facility as defined in subsection (7) of this section, an electricity generating plant, together with associated facilities, that:

  (a) Is capable of operating at a capacity of ten megawatts (10MW) or more; and

  (b) Sells the electricity it produces in the wholesale market, at rates and charges not regulated by the Public Service Commission;

(3) "Person" means any individual, corporation, public corporation, political subdivision, governmental agency, municipality, partnership, cooperative association, trust, estate, two (2) or more persons having a joint or common interest, or any other entity, and no portion of Sections 1 to 9, 10, 11, 12, 13, or 14 of this Act shall apply to a utility owned by a municipality unless the utility is a merchant plant as defined in this section;

(4) "Commence to construct" means physical on-site placement, assembly, or installation of materials or equipment which will make up part of the ultimate structure of the facility. In order to qualify, these activities must take place at the site of the proposed facility or must be site-specific. Activities such as site clearing and excavation work will not satisfy the commence to construct requirements;

(5) "Nonregulated electric transmission line" means an electric transmission line and related appurtenances for which no certificate of public convenience and necessity is required; which is not operated as an activity regulated by the Public Service Commission; and which is capable of operating at or above sixty-nine thousand (69,000) volts;

(6) "Residential neighborhood" means a populated area of five (5) or more acres containing at least one (1) residential structure per acre; and

(7) "Qualifying cogeneration facility" means a facility as defined in 16 U.S.C. sec. 796(18)(b), which does not exceed a capacity of one hundred fifty megawatts (150MW), that is located on site at a manufacturer's plant and that uses steam from the cogeneration facility in its manufacturing process.

SECTION 2. A NEW SECTION OF KRS CHAPTER 278 IS CREATED TO READ AS FOLLOWS:

(1) There is hereby established the Kentucky State Board on Electric Generation and Transmission Siting. The board shall be composed of seven (7) members as follows:

  (a) The three (3) members of the Kentucky Public Service Commission;

  (b) The secretary of the Natural Resources and Environmental Protection Cabinet or the secretary's designee;

  (c) The secretary of the Cabinet for Economic Development or the secretary's designee;

  (d) 1. If the facility subject to board approval is proposed to be located in one (1) county, two (2) ad hoc public members to be appointed by the Governor from a county where a facility subject to board approval is proposed to be located:

      a. One (1) of the ad hoc public members shall be the chairman of the planning commission with jurisdiction over an area in which a facility subject to board approval is proposed to be located. If the proposed location is not within a jurisdiction with a planning commission, then the Governor shall appoint either the county judge/executive of a county that contains the proposed location of the facility or the mayor of a city, if the facility is proposed to be within a city; and

      b. One (1) of the ad hoc public members shall be appointed by the Governor and shall be a resident of the county in which the facility is proposed to be located.

    2. If the facility subject to board approval is proposed to be located in more than one (1) county, two (2) ad hoc public members to be chosen as follows:

      a. One (1) ad hoc public member shall be the county judge/executive of a county in which the facility is proposed to be located, to be chosen by majority vote of the county judge/executives of the counties in which the facility is proposed to be located; and

      b. One (1) ad hoc public member shall be a resident of a county in which the facility is proposed to be located, and shall be appointed by the Governor.

    If a member has not been chosen by majority vote, as provided in subdivision a. of this subparagraph, by thirty (30) days after the filing of the application, the Governor shall directly appoint the member.

    3. Ad hoc public members appointed to the board shall have no direct financial interest in the facility proposed to be constructed.

(2) The term of service for the ad hoc members of the board shall continue until the board issues a final determination in

the proceeding for which they were appointed. The remaining members of the board shall be permanent members.

(3) The board shall be attached to the Public Service Commission for administrative purposes. The commission staff shall serve as permanent administrative staff for the board. The members of the board identified in subsection (1)(a) to (d) of this section shall promulgate administrative regulations in accordance with KRS Chapter 13A to implement Sections 1 to 9 of this Act.

(4) No member of the board shall receive any salary or fee for service on the board or shall have any financial interest in any facility the application for which comes before the board, but each member shall be reimbursed for actual travel and expenses directly related to service on the board.

(5) The chairman of the Public Service Commission shall be the chairman of the board. The chairman shall designate one (1) member of the board as vice chairman. A majority of the members of the board shall constitute a quorum for the transaction of business. No vacancy on the board shall impair the right of the remaining members to exercise all of the powers of the board. The board shall convene upon the call of the chairman.

SECTION 3. A NEW SECTION OF KRS CHAPTER 278 IS CREATED TO READ AS FOLLOWS:

(1) No person shall commence to construct a merchant electric generating facility until that person has applied for and obtained a construction certificate for the facility from the board. The construction certificate shall be valid for a period of two (2) years after the issuance date of the last permit required to be obtained from the Natural Resources and Environmental Protection Cabinet after which the certificate shall be void. The certificate shall be conditioned upon the applicant obtaining necessary air, water, and waste permits. If an applicant has not obtained all necessary permits and has not commenced to construct prior to the expiration date of the certificate, the applicant shall be required to obtain a valid certificate from the board.

(2) Except as provided in subsections (3), (4), and (5) of this section, no person shall commence to construct a merchant electric generating facility unless the exhaust stack of the proposed facility is at least one thousand (1,000) feet from the property boundary of any adjoining property owner and two thousand (2,000) feet from any residential neighborhood, school, hospital, or nursing home facility.

(3) If the merchant electric generating facility is proposed to be located in a county or a municipality with planning and zoning, then setback requirements from a residential neighborhood, school, hospital, or nursing home facility may be established by the planning and zoning commission. Any setback established by a planning and zoning commission for a facility in an area over which it has jurisdiction shall:

(a) Have primacy over the setback requirement in subsections (2) and (5) of this section; and

(b) Not be subject to modification or waiver by the board through a request for deviation by the applicant, as provided in subsection (4) of this section.

(4) The board may grant a deviation from the requirements of subsection (2) of this section on a finding that the proposed facility is designed and located to meet the goals of the Act at a distance closer than those provided in subsection (2) of this Section.

(5) If the merchant electric generating facility is proposed to be located on a site of a former coal processing plant in the Commonwealth where the electric generating facility will utilize on-site waste coal as a fuel source, then the one thousand (1,000) foot property boundary requirement in subsection (2) of this section shall not by applicable; however, the applicant shall be required to meet any other setback requirements contained in subsection (2) of this section.

SECTION 4. A NEW SECTION OF KRS CHAPTER 278 IS CREATED TO READ AS FOLLOWS:

(1) Any person seeking to obtain a construction certificate from the board to construct a merchant electric generating facility shall file an application at the office of the Public Service Commission.

(2) A completed application shall include the following:

(a) The name, address, and telephone number of the person proposing to construct and own the merchant electric generating facility;

(b) A full description of the proposed site, including a map showing the distance of the proposed site from residential neighborhoods, the nearest residential structures, schools, and public and private parks that are located within a two (2) mile radius of the proposed facility;

(c) Evidence of public notice that shall include the location of the proposed site and a general description of the project, state that the proposed construction is subject to approval by the board, and provide the telephone number and address of the Public Service Commission. Public notice shall be given within thirty (30) days immediately preceding the application filing to:

1. Landowners whose property borders the proposed site; and

2. The general public in a newspaper of general circulation in the county or municipality in which the plant is proposed to be located;

(d) A statement certifying that the proposed plant will be in compliance with all local ordinances and regulations concerning noise control and with any local planning and zoning ordinances. The statement shall also disclose setback requirements established by the planning and zoning commission as provided under subsection (3) of

Section 3 of this Act;

(e) If the facility is not proposed to be located on site of a former coal processing plant and the facility will use on-site waste coal as a fuel source or in an area where a planning and zoning commission has established a setback requirement pursuant to subsection (3) of Section 3 of this Act, a statement that the proposed site is at least one thousand (1,000) feet from the property boundary of any adjoining property owner and two thousand (2,000) feet from any residential neighborhood, school, hospital, or nursing home facility, unless facilities capable of generating ten megawatts (10MW) or more currently exist on the site. If the facility is proposed to be located on site of a former coal processing plant and the facility will use on-site waste coal as a fuel source, a statement that the proposed site is compatible with the setback requirements provided under subsection (5) of Section 3 of this Act. If the facility is proposed to be located in a jurisdiction that has established setback requirements pursuant to subsection (3) of Section 3 of this Act, a statement that the proposed site is compatible with those established setback requirements;

(f) A complete report of the applicant's public involvement program activities undertaken prior to the filing of the application, including any use of media coverage, direct mailing, fliers, newsletters, public meetings, establishment of a community advisory group, and any other efforts to obtain local involvement in the siting process;

(g) A summary of the efforts made by the applicant to locate the proposed facility on a site where existing electric generating facilities are located;

(h) Proof of service of a copy of the application upon the chief executive officer of each county and municipal corporation in which the proposed facility is to be located, and upon the chief officer of each public agency charged with the duty of planning land use in the jurisdiction in which the facility is proposed to be located;

(i) An analysis of the proposed facility's projected effect on the electricity transmission system in Kentucky;

(j) An analysis of the proposed facility's economic impact on the affected region and the state;

(k) A detailed listing of all violations by it, or any person with an ownership interest, of federal or state environmental laws, rules, or administrative regulations, whether judicial or administrative, where violations have resulted in criminal convictions or civil or administrative fines exceeding five thousand dollars ($5,000). The status of any pending action, whether judicial or administrative, shall also be submitted; and

(l) A site assessment report as specified in Section 5 of this Act. The applicant may submit and the board may accept documentation of compliance with the National Environmental Policy Act (NEPA) rather than a site assessment report.

(3) Application fees for a construction certificate shall be set by the board and deposited into a trust and agency account to the credit of the commission.

(4) Replacement of a merchant electric generating facility with a like facility, or the repair, modification, retrofitting, enhancement, or reconfiguration of a merchant electric generating facility shall not, for the purposes of Sections 3, 4, 5, 6, 7 and 10 of this Act, constitute construction of a merchant electric generating facility.

(5) The board shall promulgate administrative regulations prescribing fees to pay expenses associated with its review of applications filed with it pursuant to Sections 1 to 9 of this Act. All application fees collected by the board shall be deposited in a trust and agency account to the credit of the Public Service Commission. If a majority of the members of the board find that an applicant's initial fees are insufficient to pay the board's expenses associated with the application, including the board's expenses associated with legal review thereof, the board shall assess a supplemental application fee to cover the additional expenses. An applicant's failure to pay a fee assessed pursuant to this subsection shall be grounds for denial of the application.

SECTION 5. A NEW SECTION OF KRS CHAPTER 278 IS CREATED TO READ AS FOLLOWS:

(1) Any person proposing to construct a merchant electric generating facility shall file a site assessment report with the board as required under subsection (2)(l) of Section 4 of this Act.

(2) A site assessment report shall be prepared by the applicant or its designee.

(3) A completed site assessment report shall include:

(a) A description of the proposed facility that shall include a proposed site development plan that describes:

1. Surrounding land uses for residential, commercial, agricultural, and recreational purposes;

2. The legal boundaries of the proposed site;

3. Proposed access control to the site;

4. The location of facility buildings, transmission lines, and other structures;

5. Location and use of access ways, internal roads, and railways;

6. Existing or proposed utilities to service the facility;

7. Compliance with applicable setback requirements as provided under subsections (2), (3), or (5) of Section 3 of this Act; and

8. Evaluation of the noise levels expected to be produced by the facility;

(b) An evaluation of the compatibility of the facility with scenic surroundings;

(c) The potential changes in property values resulting from the siting, construction, and operation of the proposed facility for property owners adjacent to the facility;

(d) Evaluation of anticipated peak and average noise levels associated with the facility's construction and operation at the property boundary; and

(e) The impact of the facility's operation on road and rail traffic to and within the facility, including anticipated levels of fugitive dust created by the traffic and any anticipated degradation of roads and lands in the vicinity of the facility.

(4) The site assessment report shall also suggest any mitigating measures to be implemented by the applicant including planting trees, changing outside lighting, erecting noise barriers, and suppressing fugitive dust.

(5) The board shall have the authority to hire a consultant to review the site assessment report and provide recommendations concerning the adequacy of the report and proposed mitigation measures. The board may direct the consultant to prepare a separate site assessment report. Any expenses or fees incurred by the board's hiring of a consultant shall be borne by the applicant.

(6) The applicant shall be given the opportunity to present evidence to the board regarding any mitigation measures. As a condition of approval for an application to obtain a construction certificate, the board may require the implementation of any mitigation measures that the board deems appropriate.

SECTION 6. A NEW SECTION OF KRS CHAPTER 278 IS CREATED TO READ AS FOLLOWS:

(1) Within ninety (90) days of receipt of an administratively complete application, or within one hundred twenty (120) days of receipt of an administratively complete application if a hearing is requested, the board shall, by majority vote, grant or deny a construction certificate, either in whole or in part, based upon the following criteria:

(a) Impact of the facility on scenic surroundings, property values, the pattern and type of development of adjacent property, and surrounding roads;

(b) Anticipated noise levels expected as a result of construction and operation of the proposed facility;

(c) The economic impact of the facility upon the affected region and the state;

(d) Whether the facility is proposed for a site upon which existing generating facilities, capable of generating ten megawatts (10MW) or more of electricity, are currently located;

(e) Whether the proposed facility will meet all local planning and zoning requirements that existed on the date the application was filed;

(f) Whether the additional load imposed upon the electricity transmission system by use of the merchant electric generating facility will adversely affect the reliability of service for retail customers of electric utilities regulated by the Public Service Commission;

(g) Except where the facility is subject to a statewide setback established by a planning and zoning commission as provided in subsection (3) of Section 3 of this Act and except for a facility proposed to be located on site of a former coal processing plant and the facility will use on-site waste coal as a fuel source, whether the exhaust stack of the proposed merchant electric generating facility is at least one thousand (1,000) feet from the property boundary of any adjoining property owner and two thousand (2,000) feet from any residential neighborhood, school, hospital, or nursing home facility. If a planning and zoning commission has established setback requirements that differ from those under subsection (2) of Section 3 of this Act, the applicant shall provide evidence of compliance. If the facility is proposed to be located on site of a former coal processing plant and the facility will use on-site waste coal as a fuel source, the applicant shall provide evidence of compliance with the setback requirements provided in subsection (5) of Section 3 of this Act;

(h) The efficacy of any proposed measures to mitigate adverse impacts that are identified pursuant to paragraphs (a), (b), (e), or (f) of this subsection from the construction or operation of the proposed facility; and

(i) Whether the applicant has a good environmental compliance history.

(2) When considering an application for a construction certificate for a merchant electric generating facility, the board may consider the policy of the General Assembly to encourage the use of coal as a principal fuel for electricity generation as set forth in KRS 152.210, provided that any facility, regardless of fuel choice, shall comply fully with Sections 1 to 9, 10, 11, and 13 of this Act.

(3) A person that has received a construction certificate for a merchant electric generating facility shall not transfer rights and obligation under the certificate without having first applied for and received a board determination that:

(a) The acquirer has a good environmental compliance history; and

(b) The acquirer has the financial, technical, and managerial capacity to meet the obligations imposed by the terms of the approval or has the ability to contract to meet these obligations.

SECTION 7. A NEW SECTION OF KRS CHAPTER 278 IS CREATED TO READ AS FOLLOWS:

(1) The board may convene a local public hearing upon receipt of a request by not less than three (3) interested persons that reside in a county or municipal corporation in which the facility is proposed to be constructed to consider the application for a construction certificate. The board shall convene a local public hearing in response to a request from the planning and zoning commission, mayor of a city, or county fiscal court of a jurisdiction where the facility is proposed to be located. If the facility is proposed to be located in more than one (1) county, the board may convene a local public hearing and the hearing shall be held in the county with the largest population not more than sixty (60) days after receipt of a completed application. Absent the minimum number of requests for a local public hearing, the board may conduct all evidentiary proceedings in Franklin County.

(2) In any hearing on an application for a construction certificate, the board shall not be bound by the technical rules of legal evidence. Any hearing shall be conducted pursuant to and in conformance with rules and requirements set forth by the board in administrative regulations promulgated pursuant to subsection (2) of Section 2 of this Act.

(3) The parties to a proceeding before the board shall include:

- *(a) The applicant; and*
- *(b) Any person having been granted the right of intervention pursuant to subsection (4) of this section.*

(4) Any interested person, including a person residing in a county or municipal corporation in which the facility is proposed to be constructed may, upon motion to the board, be granted leave to intervene as a party to a proceeding held pursuant to this section.

(5) Any party to a proceeding held pursuant to this section or any final determination pursuant to Section 6 of this Act may, within thirty (30) days after service of the board's final ruling, bring an action against the board in the Circuit Court of the county in which the facility is proposed to be constructed to vacate or set aside the ruling on grounds that the ruling is arbitrary, capricious, or otherwise unlawful or unreasonable. Any party instituting an action for review of the board's ruling in the Circuit Court of the county in which the facility is proposed to be constructed shall give notice to all parties of record in the board's proceeding.

SECTION 8. A NEW SECTION OF KRS CHAPTER 278 IS CREATED TO READ AS FOLLOWS:

(1) No person shall commence to construct a nonregulated electric transmission line without a construction certificate issued by the board. An application for a construction certificate shall be filed at the offices of the Public Service Commission along with an application fee as set forth in subsection (5) of this section.

(2) A completed application shall include the following:

- *(a) The name, address, and telephone number of the person proposing construction of the nonregulated transmission line;*
- *(b) A full description of the proposed route of the transmission line and its appurtenances. The description shall include a map or maps showing:*
  - *1. The location of the proposed line and all proposed structures that will support it;*
  - *2. The proposed right-of-way limits;*
  - *3. Existing property lines and the names of persons who own the property over which the line will cross; and*
  - *4. The distance of the proposed line from residential neighborhoods, schools, and public and private parks within one (1) mile of the proposed facilities;*
- *(c) A full description of the proposed line and appurtenances, including the following:*
  - *1. Initial and design voltages and capacities;*
  - *2. Length of line;*
  - *3. Terminal points; and*
  - *4. Substation connections;*
- *(d) A statement that the proposed transmission line and appurtenances will be constructed and maintained in accordance with accepted engineering practices and the National Electric Safety Code;*
- *(e) Evidence that public notice has been given by publication in a newspaper of general circulation in the general area concerned. Public notice shall include the location of the proposed line, shall state that the proposed line is subject to approval by the board, and shall provide the telephone number and address of the Public Service Commission; and*
- *(f) Proof of service of a copy of the application upon the chief executive officer of each county and municipal corporation in which the proposed line is to be located, and upon the chief officer of each public agency charged with the duty of planning land use in the general area in which the line is proposed to be located.*

(3) Within ninety (90) days of receipt of the application, or one hundred twenty (120) days if a local public hearing is held, the board shall, by majority vote, grant or deny the construction certificate either in whole or in part. Action to grant the certificate shall be based on the board's determination that the proposed route of the line will minimize significant adverse impact on the scenic assets of Kentucky and that the applicant will construct and maintain the line according

to all applicable legal requirements. If the board determines that locating the transmission line will result in significant degradation of scenic factors or if the board determines that the construction and maintenance of the line will be in violation of applicable legal requirements, the board may deny the application or condition the application's approval upon relocation of the route of the line, or changes in design or configuration of the line.

(4) A public hearing on an application to construct a nonregulated electric transmission line may be held in accordance with the provisions of Section 7 of this Act.

(5) The board shall promulgate administrative regulations to establish an application fee for a construction certificate for a nonregulated transmission line in accordance with subsection (3) of Section 4 of this Act.

SECTION 9. A NEW SECTION OF KRS CHAPTER 278 IS CREATED TO READ AS FOLLOWS:

(1) There is hereby created a trust and agency account in the Public Service Commission called the "siting fund."

(2) All fees received by the board for the purpose of administering Sections 1 to 9 of this Act shall be deposited into the siting fund. The fund shall not lapse and all expenditures from the fund shall be used to implement Sections 1 to 9 of this Act.

SECTION 10. A NEW SECTION OF SUBCHAPTER 10 OF KRS CHAPTER 224 IS CREATED TO READ AS FOLLOWS:

(1) Except for a person that commenced construction of a facility prior to April 15, 2002, or that has received a certificate of public convenience and necessity from the Public Service Commission prior to April 15, 2002, no person shall commence to construct a facility to be used for the generation of electricity unless the person:

(a) Submits a cumulative environmental assessment to the cabinet with the permit application; and

(b) Remits a fee set pursuant to KRS 224.10-100(20) by the cabinet to defray the cost of processing the cumulative environmental assessment.

(2) The person may submit and the cabinet may accept documentation of compliance with the National Environmental Policy Act (NEPA) as satisfying the requirements to file a cumulative environmental assessment under subsection (1) of this section.

(3) The cumulative environmental assessment shall contain a description, with appropriate analytical support, of:

(a) For air pollutants:

1. Types and quantities of air pollutants that will be emitted from the facility; and

2. A description of the methods to be used to control those emissions;

(b) For water pollutants:

1. Types and quantities of water pollutants that will be discharged from the facility into the waters of the Commonwealth; and

2. A description of the methods to be used to control those discharges;

(c) For wastes:

1. Types and quantities of wastes that will be generated by the facility; and

2. A description of the methods to be used to manage and dispose of such wastes; and

(d) For water withdrawal:

1. Identification of the source and volume of anticipated water withdrawal needed to support facility construction and operations; and

2. A description of the methods to be used for managing water usage and withdrawal.

(4) The cabinet may impose such conditions regarding the timing, volume, duration, or type of pollutants on a permit, registration, general permit, or permit-by-rule for a facility subject to this section as are necessary to comply with applicable standards.

(5) The cabinet may promulgate administrative regulations to implement the provisions of this section.

SECTION 11. A NEW SECTION OF KRS 278.010 TO 278.450 IS CREATED TO READ AS FOLLOWS:

(1) No utility shall begin the construction or installation of any property, equipment, or facility to establish an electrical interconnection with a merchant electric generating facility in excess of ten megawatts (10MW) until the plans and specifications for the electrical interconnection have been filed with the commission.

(2) Notwithstanding any other provision of law, any costs or expenses associated with upgrading the existing electricity transmission grid, as a result of the additional load caused by a merchant electric generating facility, shall be borne solely by the person constructing the merchant electric generating facility and shall in no way be borne by the retail electric customers of the Commonwealth.

SECTION 12. A NEW SECTION OF KRS 278.010 TO 278.450 IS CREATED TO READ AS FOLLOWS:

When a utility or generation and transmission cooperative engaged in the transmission of electricity experiences on its transmission facilities an emergency or other event that necessitates a curtailment or interruption of service, the utility or *generation and transmission cooperative shall not curtail or interrupt retail electric service within its certified territory, or curtail or interrupt wholesale electric energy furnished to a member distribution cooperative for retail electric service within the cooperative's certified territory, except for customers who have agreed to receive interruptable service, until after service has been interrupted to all other customers whose interruption may relieve the emergency or other event.*

SECTION 13. A NEW SECTION OF KRS 278.010 TO 278.450 IS CREATED TO READ AS FOLLOWS:

(1) Except for a utility as defined under subsection (9) of Section 15 of this Act that has been granted a certificate of public convenience and necessity prior to April 15, 2002, no utility shall begin the construction of a facility for the generation of electricity capable of generating in aggregate more than ten megawatts (10MW) without having first obtained a site compatibility certificate from the commission.

(2) An application for a site compatibility certificate shall include the submission of a site assessment report as prescribed in subsections (3) and (4) of Section 5 of this Act, except that a utility which proposes to construct a facility on a site that already contains facilities capable of generating ten megawatts (10MW) or more of electricity shall not be required to comply with setback requirements established pursuant to subsection (3) of Section 3 of this Act. A utility may submit and the board may accept documentation of compliance with the National Environmental Policy Act (NEPA) rather than a site assessment report.

(3) The commission may deny an application filed pursuant to, and in compliance with, this section. The commission may require reasonable mitigation of impacts disclosed in the site assessment report including planting trees, changing outside lighting, erecting noise barriers, and suppressing fugitive dust, but the commission shall, in no event, order relocation of the facility.

(4) The commission may also grant a deviation from any applicable setback requirements on a finding that the proposed facility is designed and located to meet the goals of the Act at a distance closer than those provided by the applicable setback requirements.

(5) Nothing contained in this section shall be construed to limit a utility's exemption provided under KRS 100.324.

(6) Unless specifically stated otherwise, for the purposes of this section, "utility" has the same meaning as in KRS 278.010(3)(a) or (9).

SECTION 14. A NEW SECTION OF KRS 278.010 TO 278.450 IS CREATED TO READ AS FOLLOWS:

(1) No person shall acquire or transfer ownership of or control, or the right to control, any assets that are owned by a utility as defined under subsection (3)(a) of Section 15 of this Act without prior approval of the commission, if the assets have an original book value of one million dollars ($1,000,000) or more and:

  (a) The assets are to be transferred by the utility for reasons other than obsolescence; or

  (b) The assets will continue to be used to provide the same or similar service to the utility or its customers.

(2) The commission shall grant its approval if the transaction is for a proper purpose and is consistent with the public interest.

Section 15. KRS 278.010 is amended to read as follows:

As used in KRS 278.010 to 278.450, and in KRS 278.990, unless the context otherwise requires:

(1) "Corporation" includes private, quasipublic, and public corporations, and all boards, agencies, and instrumentalities thereof, associations, joint-stock companies, and business trusts;

(2) "Person" includes natural persons, partnerships, corporations, and two (2) or more persons having a joint or common interest;

(3) "Utility" means any person except, for purposes of paragraphs (a), (b), (c), (d), and (f) of this subsection, a city, who owns, controls, operates, or manages any facility used or to be used for or in connection with:

  (a) The generation, production, transmission, or distribution of electricity to or for the public, for compensation, for lights, heat, power, or other uses;

  (b) The production, manufacture, storage, distribution, sale, or furnishing of natural or manufactured gas, or a mixture of same, to or for the public, for compensation, for light, heat, power, or other uses;

  (c) The transporting or conveying of gas, crude oil, or other fluid substance by pipeline to or for the public, for compensation;

  (d) The diverting, developing, pumping, impounding, distributing, or furnishing of water to or for the public, for compensation;

  (e) The transmission or conveyance over wire, in air, or otherwise, of any message by telephone or telegraph for the public, for compensation; or

  (f) The collection, transmission, or treatment of sewage for the public, for compensation, if the facility is a subdivision collection, transmission, or treatment facility plant that is affixed to real property and is located in a county containing a city of the first class or is a sewage collection, transmission, or treatment facility that is affixed to real property, that is located in any other county, and that is not subject to regulation by a metropolitan sewer district or any sanitation district created pursuant to KRS Chapter 220;

(4) "Retail electric supplier" means any person, firm, corporation, association, or cooperative corporation, excluding municipal corporations, engaged in the furnishing of retail electric service;

(5) "Certified territory" shall mean the areas as certified by and pursuant to KRS 278.017;

(6) "Existing distribution line" shall mean an electric line which on June 16, 1972, is being or has been substantially used to supply retail electric service and includes all lines from the distribution substation to the electric consuming facility but does not include any transmission facilities used primarily to transfer energy in bulk;

(7) "Retail electric service" means electric service furnished to a consumer for ultimate consumption, but does not include wholesale electric energy furnished by an electric supplier to another electric supplier for resale;

(8) "Electric-consuming facilities" means everything that utilizes electric energy from a central station source;

(9) "Generation and transmission cooperative," or "G&T," means a utility formed under KRS Chapter 279 that provides electric generation and transmission services;

(10) "Distribution cooperative" means a utility formed under KRS Chapter 279 that provides retail electric service;

(11) "Facility" includes all property, means, and instrumentalities owned, operated, leased, licensed, used, furnished, or supplied for, by, or in connection with the business of any utility;

(12) "Rate" means any individual or joint fare, toll, charge, rental, or other compensation for service rendered or to be rendered by any utility, and any rule, regulation, practice, act, requirement, or privilege in any way relating to such fare, toll, charge, rental, or other compensation, and any schedule or tariff or part of a schedule or tariff thereof;

(13) "Service" includes any practice or requirement in any way relating to the service of any utility, including the voltage of electricity, the heat units and pressure of gas, the purity, pressure, and quantity of water, and in general the quality, quantity, and pressure of any commodity or product used or to be used for or in connection with the business of any utility;

(14) "Adequate service" means having sufficient capacity to meet the maximum estimated requirements of the customer to be served during the year following the commencement of permanent service and to meet the maximum estimated requirements of other actual customers to be supplied from the same lines or facilities during such year and to assure such customers of reasonable continuity of service;

(15) "Commission" means the Public Service Commission of Kentucky;

(16) "Commissioner" means one (1) of the members of the commission;

(17) "Demand-side management" means any conservation, load management, or other utility activity intended to influence the level or pattern of customer usage or demand, including home energy assistance programs;

(18) "Affiliate" means a person that controls or that is controlled by, or is under common control with, a utility;

(19) "Control" means the power to direct the management or policies of a person through ownership, by contract, or otherwise;

(20) "CAM" means a cost allocation manual which is an indexed compilation and documentation of a company's cost allocation policies and related procedures;

(21) "Nonregulated activity" means the provision of competitive retail gas or electric services or other products or services over which the commission exerts no regulatory authority;

(22) "Nonregulated" means that which is not subject to regulation by the commission;

(23) "Regulated activity" means a service provided by a utility ***or other person***, the rates and charges of which are regulated by the commission;

(24) "USoA" means uniform system of accounts which is a system of accounts for public utilities established by the FERC and adopted by the commission;

(25) "Arm's length" means the standard of conduct under which unrelated parties, each party acting in its own best interest, would negotiate and carry out a particular transaction;

(26) "Subsidize" means the recovery of costs or the transfer of value from one (1) class of customer, activity, or business unit that is attributable to another;

(27) "Solicit" means to engage in or offer for sale a good or service, either directly or indirectly and irrespective of place or audience;

(28) "USDA" means the United States Department of Agriculture;

(29) "FERC" means the Federal Energy Regulatory Commission; and

(30) "SEC" means the Securities and Exchange Commission.

Section 16. The following KRS section is repealed:

278.025 Certificate of environmental compatibility -- Requirements.

Section 17. Whereas the regulatory agencies charged with the implementation of this Act will need time sufficient to revise administrative regulations and place them in effect prior to the expiration of the moratorium on the issuance of permits for new electricity generating facilities, an emergency is declared to exist, and this Act takes effect upon its passage and approval by the Governor or upon its otherwise becoming a law.".

Motions, Petitions, and Communications (Continued)

The following members filed requests to have their names added as co-sponsors of Bills and Resolutions:

HB 4, Representative Riner

HB 29, Representative Riner

HB 47, Representative Crenshaw

HB 56, Representative Riner

HB 59, Representative Riner

HB 69, Representative Riner

HB 93, Representative Riner

HB 103, Representative Riner

HB 106, Representative Riner

HB 112, Representative Riner

HB 327, Representative Riner

HB 626, Representative Nelson

HB 846, Representatives Buckingham and Nelson

HR 244, Representative Colter

HR 300, Representative Simpson

HR 304, Representatives Horlander and Simpson.

Announcements

The following meetings were announced:

Majority Caucus: upon Recess, 11:00 a.m., Supreme Court Chamber

Minority Caucus: upon Recess, Room 316

Adjournment

Representative Stumbo moved that the reading of the Journal of Tuesday, April 15, 2002, be dispensed with and the same approved. Agreed.

Representative Stumbo moved that the reading of the Journal of the 2002 Regular Session, be dispensed with and the same approved. Agreed.

Representative Stumbo moved that the House adjourn sine die until January 7, 2003, or until called into Extraordinary Session by the Governor. Agreed.

The motion that the House adjourn sine die until January 7, 2003, was adopted by voice vote.

APPENDIX A

2002 REGULAR SESSION

LIST OF HOUSE MEMBERSHIP

OFFICERS

SPEAKER	REPRESENTATIVE JODY RICHARDS
SPEAKER PRO TEM	REPRESENTATIVE LARRY CLARK
CHIEF CLERK	LOIS PULLIAM
ASSISTANT CLERK	SANDI MORRIS
ENROLLING CLERK	MARGARET WATTS
SERGEANT AT ARMS	GEORGE FRITZ
CHIEF DOORKEEPER	J. O. WHITAKER
CLOAKROOM KEEPER	BARRY HOLDER
JANITOR	BOB GOODWIN
JANITOR	FRANK SMITH

1st District
Charles R. Geveden
P.O. Box 518
Wickliffe, KY 42087

2nd District
Fred Nesler
400 State Route 440
Mayfield, KY 42066

3rd District
Frank Rasche
2929 Jefferson St.
Paducah, KY 42001

4th District
Michael Cherry
803 South Jefferson Street
Princeton, KY 42445

5th District
Robert "Buddy" Buckingham
1717 Magnolia Drive
Murray, KY 42071

6th District
J. R. Gray
3188 Mayfield Hwy.
Benton, KY 42025

7th District
John A. Arnold, Jr.
1301 North Lee, P. O. Box 124
Sturgis, KY 42459

8th District
John W. Adams
6255 Huffman Mill Rd.
Hopkinsville, KY 42240

9th District
James Edmond Bruce
6750 Ft. Campbell Blvd.
Hopkinsville, KY 42240

10th District
Eddie Ballard
P.O. Box 1736
Madisonville, KY 42431

11th District
Gross Clay Lindsay
P.O. Box 19
Henderson, KY 42419-0019

12th District
Jim Gooch, Jr.
125 C-East Main Street
Providence, KY 42450

13th District
Brian Crall
3336 Bryant Ct.
Owensboro, KY 42303

14th District
Mark A. Treesh
5735 Grady Court
Philpot, KY 42366

15th District
Brent Yonts
232 Norman Circle
Greenville, KY 42345

16th District
Sheldon E. Baugh
252 West Valley Dr.
Russellville, KY 42276

17th District
Willard "Woody" Allen
3750 Gilstrap Road
Morgantown, KY 42261

18th District
Dwight D. Butler
P. O. Box 9
Harned, KY 40144

19th District
Dottie J. Sims
459 Violet Ave.
Horse Cave, KY 42749

20th District
Jody Richards
817 Culpeper St.
Bowling Green, KY 42103

21st District
Roger Thomas
4415 Smiths Grove-Scottsville Rd
Smiths Grove, KY 42171

22nd District
Rob Wilkey
1924 Carl Hurt Rd.
Scottsville, KY 42164

23rd District
Stephen R. Nunn
136 Fairway Place
Glasgow, KY 42141

24th District
William U. Scott
260 Frogg Lane
Raywick, KY 40060

25th District
Jimmie Lee
901 Dogwood Drive
Elizabethtown, KY 42701

26th District
John Michael Weaver
131 Mayer Lane
Elizabethtown, KY 42701

27th District
James "Jim" Thompson
50 Crosier Bottom Road
Battletown, KY 40104

28th District
Charles Miller
3608 Gateview Circle
Louisville, KY 40272

29th District
Kevin D. Bratcher
10215 Landwood Drive
Louisville, KY 40291

30th District
Tom Burch
4012 Lambert Ave.
Louisville, KY 40218

31st District
Steven Riggs
8108 Thornwood Road
Louisville, KY 40220

32nd District
Scott Brinkman
6001 Two Springs Lane
Louisville, KY 40207

33rd District
Bob Heleringer
14209 Glendower Dr.
Louisville, KY 40245

34th District
Mary Lou Marzian
2007 Tyler Lane
Louisville, KY 40205

35th District
Jim Wayne
1280 Royal Avenue
Louisville, KY 40204

36th District
Lonnie Napier
302 Danville Street
Lancaster, KY 40444

37th District
Perry B. Clark
5716 New Cut Road
Louisville, KY 40214

38th District
Denver Butler
6712 Morocco Dr.
Louisville, KY 40214

39th District
Robert R. Damron
231 Fairway West
Nicholasville, KY 40356

40th District
Dennis L. Horlander
1806 Farnsley Rd., Ste. 6
Shively, KY 40216

41st District
Tom Riner
1143 E. Broadway
Louisville, KY 40204

42nd District
Reginald Meeks
P. O. Box 757
Louisville, KY 40201

43rd District
Paul Bather
4706 Varble Avenue
Louisville, KY 40211

44th District
Joni L. Jenkins
2010 O'Brien Court
Shively, KY 40216

45th District
Stan Lee
P. O. Box 2090
Lexington, KY 40588

46th District
Larry Clark
5913 Whispering Hills Blvd.
Louisville, KY 40219

47th District
Ron Crimm
P. O. Box 43244
Louisville, KY 40253

48th District
Bob M. DeWeese
6206 Glen Hill Rd.
Louisville, KY 40222

49th District
Larry Belcher
4804 Hickory Hollow Lane
Shepherdsville, KY 40165

50th District
Jodie Haydon
106 Hillcrest
Bardstown, KY 40004

51st District
Russ Mobley
900 Holly Street
Campbellsville, KY 42718

52nd District
Ken Upchurch
P. O. Box 991
Monticello, KY 42633-0991

53rd District
James R. Comer, Jr.
407 Fourth Street Boulevard
Tompkinsville, KY 42167

54th District
John W.D. Bowling
406 Maple Avenue
Danville, KY 40422

55th District
Jack L. Coleman, Jr.
P.O. Box 600
Burgin, KY 40310

56th District
Joe Barrows
152 Stout Avenue
Versailles, KY 40383

57th District
H. "Gippy" Graham
1310 Louisville Road
Frankfort, KY 40601

58th District
Gary Tapp
2600 Mt. Eden Road
Shelbyville, KY 40065

59th District
Tim Feeley
P. O. Box 64
Crestwood, KY 40014

60th District
Paul H. Marcotte
10674 Palestine Dr.
Union, KY 41091

61st District
Royce W. Adams
580 Bannister Rd.
Dry Ridge, KY 41035

62nd District
Charles Hoffman
406 Bourbon Street
Georgetown, KY 40324

63rd District
Jon Draud
109 Vernon Drive
Crestview Hills, KY 41017

64th District
Thomas Robert Kerr
5415 Old Taylor Mill Rd.
Taylor Mill, KY 41015

65th District
Arnold R. Simpson
112 West 11th Street
Covington, KY 41011

66th District
Charlie Walton
1663 Brierwood Ct.
Florence, KY 41042

67th District
Jim Callahan
10 Colonel Pointe Dr.
Wilder, KY 41076

68th District
Joseph M. Fischer
11 Robannette Court
Ft. Thomas, KY 41075

69th District
Jon David Reinhardt
637 W. Poplar Thicket Rd.
Alexandria, KY 41001

70th District
Mitchel B. 'Mike' Denham
306 Old Hill City Road
Maysville, KY 41056

71st District
John Will Stacy
P. O. Box 135
West Liberty, KY 41472

72nd District
Carolyn Belcher
51 Blevins Valley Rd.
Owingsville, KY 40360

73rd District
Don Pasley
5805 Ecton Road
Winchester, KY 40391

74th District
Adrian K. Arnold
3589 Aarons Run Road
Mt. Sterling, KY 40353

75th District
Kathy W. Stein
364 Transylvania Park
Lexington, KY 40508

76th District
Ruth Ann Palumbo
10 Deepwood Dr.
Lexington, KY 40505

77th District
Jesse Crenshaw
121 Constitution St.
Lexington, KY 40507

78th District
Thomas M. McKee
1053 Cook Road
Cynthiana, KY 41031

79th District
Susan Westrom
PO Box 22778
Lexington, KY 40502

80th District
Danny Ford
P. O. Box 1245
Mt. Vernon, KY 40456

81st District
Harry Moberly, Jr.
P. O. Box 721
Richmond, KY 40475

82nd District
Charles L. Siler
3570 Tackett Creek Rd.
Williamsburg, KY 40769

83rd District
Jeffrey H. Hoover
P. O. Box 985
Jamestown, KY 42629

84th District
Brandon Smith
350 Kentucky Boulevard
Hazard, KY 41701

85th District
Tommy Turner
141 KY 223
Somerset, KY 42501

86th District
Jim Stewart
HC 76 Box 556
Flat Lick, KY 40935

87th District
Rick Nelson
Route 3 Box 686
Middlesboro, KY 40965

88th District
Johnnie L. Turner
P. O. Box 351
Harlan, KY 40831

89th District
Marie L. Rader
P. O. Box 323
McKee, KY 40447

90th District
Barbara White Colter
200 Langdon Avenue
Manchester, KY 40962

91st District
Howard Cornett
20 El Paso
Whitesburg, KY 41858

92nd District
Phillip Childers
680 Watts Fork Road
Garner, KY 41817

93rd District
Keith Hall
PO Box 466
Phelps, KY 41553

94th District
Ira Branham
P. O. Box 1499
Pikeville, KY 41533

95th District
Gregory D. Stumbo
P. O. Box 511, 587 N. Lake Drive
Prestonsburg, KY 41653

96th District
Robin L. Webb
404 West. Main St.
Grayson, KY 41143

97th District
Hubert Collins
72 Collins Lane
Whittensville, KY 41274

98th District
Tanya Pullin
Rural Route 1, Box 486
South Shore, KY 41175

99th District
Rocky Adkins
P.O. Box 688
Sandy Hook, KY 41171

100th District
John F. Vincent
P.O. Box 2528
Ashland, KY 41105

APPENDIX B

2002 REGULAR SESSION

HISTORY OF ACTION TABLES

APPENDIX B -- HISTORY OF HOUSE BILLS IN THE HOUSE
2002 Regular Session

Numbers refer to page of House Journal. The text of a bill is given on first reading.
*Voting modifications are listed after the roll call vote - Appendix C.

Bill	Intro-	Re-	Re-	Readings			Sub or		Senate	Concur	Enrolled	Other
No.	duced	ferred	Ported	1st	2nd	3rd	Amend	Voting*	Message	Activities	(Del. to Gov.)	Action
HB 1	47	51	60, 472	60	472	1007	266, 521, 582, 793, 889, 948, 949, 1122, 1247, 1459	1008, 1247, 1626	1121, 1248, 1459	1122, 1247, 1248, 1459, 1626	1639(1639)	60, 183, 216, 218, 471, 475, 582, 783, 1023, 1248, 1258, 1457, 1458
HB 2	9	10	20	20	59		184, 193, 199, 219, 479, 949					10, 14, 15, 397, 1651
HB 3	3	9										208
HB 4	3	9	1627	1627	1645	1979	1628, 1653, 1732	1979	4789		4794(4813)	47, 1654, 1725, 1996, 5199
HB 5	3	9										51, 1638
HB 6	3	10										
HB 7	3	9										
HB 8	3	9										45
HB 9	3	9										14
HB 10	3	9										
HB 11	3	9										
HB 12	3	10	463	463	516	1366	476, 947, 948, 1026, 1090	1367	4319			48, 264, 516, 1403
HB 13	3	10										
HB 14	3	9	1011	1011	1082	1659	1012, 1284, 1285	1660				48, 227, 404, 1366, 1665, 1731
HB 15	3	9	1970	1970	2000							475, 2000, 3157
HB 16	3	9	1914	1914	2000	2807	1915	2807				1249, 2347
HB 17	3	9										1457
HB 18	3	10										
HB 19	3	9										14
HB 20	3	9										48, 208, 361, 513, 580, 949, 1027, 1092, 1251, 1259, 1285, 1404, 2027
HB 21	3	10										2341, 3144, 3174
HB 22	3	9	1929	1929	2000		1951					1027, 1729, 2014, 2345, 4177
HB 23	3	9	457	457	516	784	2016, 2020	784, 2020	1999	2016, 2020	2029(2120)	46, 48, 516, 787, 1023, 1027
HB 24	3	10										1458
HB 25	3	9										46
HB 26	3	9	1037	1037	1120	1456	4998, 4999	1456, 4999	4879	4997, 4999	5093(5093)	227, 364, 1366, 1404, 1639, 1653

Bill No.	Intro-duced	Re-ferred	Re-Ported	Readings			Sub or Amend	Voting*	Senate Message	Concur Activities	Enrolled (Del. to Gov.)	Other Action
				1st	2nd	3rd						
HB 27	3	9										208, 401, 580, 949, 1733
HB 28	3	10										
HB 29	3	10	375	375	471	516	476	516	4789		4794(4813)	48, 51, 401, 472, 580, 787, 1088, 5137, 5199
HB 30	3	9										48, 231, 1285, 1651
HB 31	3	9	457	461	516	1007	4883	1007	2625, 4954	4883, 4885	4996(4996)	216, 783, 1027, 1250
HB 32	3	9	1032	1032	1120	1284	3767, 3768	1284, 3770	3251	3767, 3768, 3770	3980(3981)	216, 1027, 1254, 1459, 3805
HB 33	3	9	457	462	516	784		784	2665		2804(2857)	46, 516, 787, 1023, 1027
HB 34	3	9	1430	1430	1645		1435, 1439					216, 513, 1027, 1646
HB 35	3	9										1027, 1257
HB 36	3	9	1430	1439	1645	1662	1440	1662	3251		3297(3302)	46, 1027, 1646, 1731
HB 37	3	10										48, 475, 949
HB 38	3	10										3379, 4062
HB 39	4	9	986, 2364	986	1082	3161	3056	3162	4861		4863(4864)	51, 227, 231, 361, 1082, 1092, 1259, 1285, 1667, 2003, 2878, 3245, 3450
HB 40	4	10	471, 1983	471	516	2636	1251, 1983	2636				183, 208, 217, 232, 513, 514, 950, 1120, 1285, 1664, 2027, 2118
HB 41	4	9										208, 228, 232, 1259
HB 42	4	9										47
HB 43	4	9	767	767	1006	1121		1121	3153		3155(3159)	516, 1082, 1250, 1258
HB 44	4	9										
HB 45	4	9	1094	1094	1253	1455	1250	1455	4447		4463(4553)	46, 48, 228, 232, 361, 401, 475, 513, 1254, 1642, 1653, 3249
HB 46	4	10										48, 228, 401, 1642
HB 47	4	10	254	254	397	784	258, 400, 477, 478, 479, 579, 580, 3162, 3170	784, 3171	2913	3162, 3169, 3170, 3171	3180(3239)	14, 48, 60, 208, 228, 232, 397, 787, 949, 1023, 1092, 3245, 5199

2002 Regular Session

Bill	Intro-	Re-	Re-	Readings			Sub or		Senate	Concur	Enrolled	Other
No.	duced	ferred	Ported	1st	2nd	3rd	Amend	Voting*	Message	Activities	(Del. to Gov.)	Action
HB 48	4	10	442	442	516	1084	444, 446, 889, 1023	1084, 1085				46, 516, 1085
HB 49	4	10										401, 513
HB 50	4	9										
HB 51	4	10										
HB 52	4	10	1030	1030	1120	1282	1251, 1259	1282	4585		4764(4813)	217, 1120, 1459, 2650
HB 53	4	9										47, 1651, 2650
HB 54	4	9										14, 949, 2650
HB 55	4	9	953	953	1082	1283	956	1283	4789		4794(4813)	521, 1254, 1459, 2650
HB 56	4	9	953	959	1082	1122		1122	4447		4463(4553)	48, 513, 521, 1082, 1258, 5199
HB 57	4	9	404	404	516	1647	410, 1091, 4170	1647, 4176	3593	4170, 4176	4306(4357)	230, 516, 1731, 2650
HB 58	4	10										46, 48, 234, 2650
HB 59	4	9	364	364	471	1121	365, 1089, 1251, 4893	1283, 4894	4789	4893, 4894	4939(4940)	217, 361, 513, 1006, 4916, 5199
HB 60	4	9										
HB 61	4	9					3810					208, 1249
HB 62	4	10	234, 1020	234	397	1281	235, 361, 1020	1281	3423		3426(3427)	14, 47, 48, 397, 401, 513, 521, 949, 1082, 1403
HB 63	4	10										228
HB 64	4	9										
HB 65	4	10	254, 1020	262	397	1281	263, 1022, 1089	1281				60, 361, 397, 513, 521, 1120, 1403
HB 66	4	9										520
HB 67	4	9	1037	1037	1120	1366	1040, 1042, 1251, 1259, 4361	1366, 4366	4241	4361, 4366	4447(4461)	228, 232, 364, 401, 1120, 1251, 1259, 1403, 2811, 4239
HB 68	4	10	2704, 3113	2704	2849	4134	2705, 3113, 3116, 3157, 3175, 3247, 3721, 3723, 3725	4134				208, 1027, 1092, 2030, 2850, 3296, 3984, 4084, 4137, 4183, 5137
HB 69	4	9	1037	1042	1120	1454	1043	1454	4789		4794(4813)	230, 1254, 1458, 1639, 1653, 5199
HB 70	4	9										48, 183, 2853
HB 71	4	10										2906
HB 72	4	9										
HB 73	4	10	1709	1709	1859	2339		2339				404, 2128, 2358
HB 74	4	9										228
HB 75	4	10	3284	3284	3423	3760		3760				2905, 3713, 3805

Bill	Intro-	Re-	Re-	Readings			Sub or		Senate	Concur	Enrolled	Other
No.	duced	ferred	Ported	1st	2nd	3rd	Amend	Voting*	Message	Activities	(Del. to Gov.)	Action
HB 76	5	9	52, 3212	52	216	4054	3213, 3215, 3372	4054				44, 46, 48, 216, 228, 3157, 3731, 4075
HB 77	5	9	1872	1872	1979	2850	1873, 2008, 2009, 2341, 2343	2851				47, 2189, 2864, 3054, 3432
HB 78	5	9										
HB 79	5	9	388, 1288	388	471	1660	390, 1653	1660	4585		4764(4813)	47, 472, 1249, 1453
HB 80	5	9										1023
HB 81	5	10										399
HB 82	5	9										
HB 83	5	10										48, 232, 580
HB 84	5	10	707	707	1006	1083		1083	4789		4794(4813)	216, 1006
HB 85	5	10										
HB 86	5	9	1011	1013	1082	1726	1017, 1250, 1251	1726	2665		2804(2857)	364, 1254, 1731, 2911
HB 87	5	9	1872	1874	1979	2119	1874, 4864	2119, 4865	4585	4864, 4865	4882(4882)	1257, 2014, 2223, 3372, 4916
HB 88	5	10	707	713	1006	1083	948	1083				216, 228, 1006, 1092, 1642
HB 89	5	10										4065
HB 90	5	9										51, 1403
HB 91	5	9										2027, 4563
HB 92	5	9										5137
HB 93	5	9	388, 1288	392	471	1660	1288	1660	4789		4794(4813)	47, 472, 1249, 1453, 1731, 5199
HB 94	5	9										
HB 95	5	9										1729
HB 96	5	9										46, 1030
HB 97	5	10	58	58	216	230	3583, 4562, 5122	230, 5132	2913, 4319, 5121	3583, 4562, 5122, 5132	5139(5158)	46, 216, 231, 1733, 4460, 4463, 4482, 4561, 5093, 5122, 5137
HB 98	5	9	1970	1972	2000	2190		2190	4241		4306(4357)	1257, 2014, 3372, 3375
HB 99	5	9										216, 1249
HB 100	5	9	2639	2639	2805	3143	2642, 2644, 2812	3143				361, 1086, 3047, 3174
HB 101	5	10										183
HB 102	5	9										51
HB 103	5	9	52	54	216	397	265, 266, 2604	397, 2604	2347	2604	2632(2633)	14, 44, 46, 48, 208, 216, 232, 401, 472, 474, 513, 2606, 2633, 5199

APPENDIX B -- HISTORY OF HOUSE BILLS IN THE HOUSE
2002 Regular Session

Bill No.	Introduced	Referred	Reported	Readings			Sub or Amend	Voting*	Senate Message	Concur Activities	Enrolled (Del. to Gov.)	Other Action
				1st	2nd	3rd						
HB 104	5	10	1322	1322	1453	2637	1403, 1996, 2343	2637				399, 1404, 1659, 2650, 3147, 3148
HB 105	5	10	3284	3285	3423							3156, 3713
HB 106	5	10	1443	1443	1645	1859	1445, 1732, 4896, 4897	1859, 4897	4862	4896, 4897	4939(4940)	1288, 1367, 1646, 1667, 1993, 5137, 5199
HB 107	5	9										
HB 108	5	9	1421	1421	1645	1726	1422	1727				230, 1646, 1993
HB 109	5	10	707	716	1006	1083		1083	2665		2804(2857)	216, 361, 1006, 2606, 3372
HB 110	5	9	953	961	1082	1255	961	1255	3423		3426(3427)	208, 401, 521, 1082, 1251, 1258, 1259
HB 111	5	10										
HB 112	5	9	18	18	59	217	19, 193, 208	217	3451		3549(3589)	10, 15, 59, 231, 2027, 5137, 5199
HB 113	6	9										48
HB 114	6	10										
HB 115	6	10	364	367	471	783		783	3451		3549(3589)	46, 216, 472, 787, 1023
HB 116	6	10	1861	1861	1979	2340		2340				1403, 2189, 2341, 2606
HB 117	6	10	3117	3117	3154	3301	3117	3302				208, 2906, 3238, 3432, 5137
HB 118	6	10										
HB 119	6	9	1872	1875	1979		1875, 1996, 2613					47, 2000, 2852
HB 120	6	10	442, 1288	446	516	1648		1648	3423		3426(3427)	217, 516, 1249, 1453, 1665, 1731
HB 121	6	9										48, 401, 513
HB 122	6	10	1323	1323	1453	1648		1648				361, 1030, 1453, 1653, 1731
HB 123	6	9										45
HB 124	6	10	1406	1406	1645	1727		1727				952, 1646, 1731
HB 125	6	9										1996
HB 126	6	9	2919	2919	3141	3427	2920, 3158, 4941	3427, 4943	4879	4941, 4943	4996(4996)	361, 401, 513, 1027, 1654, 2348, 2875, 3296, 3984, 5093
HB 127	6	9										
HB 128	6	10										

Bill	Intro-	Re-	Re-	Readings			Sub or		Senate	Concur	Enrolled	Other
No.	duced	ferred	Ported	1st	2nd	3rd	Amend	Voting*	Message	Activities	(Del. to Gov.)	Action
HB 129	6	10	2374	2374	2632	3142	2375, 2813, 3054	3142				1030, 2904, 3147, 3151, 3174, 3984
HB 130	6	9	388	392	471	517		517	4789		4794(4813)	14, 47, 472, 787, 1088, 5137
HB 131	6	9	18	19	59	217		217	2227		2339(2340)	10, 15, 48, 59, 218, 231
HB 132	6	9										47, 1651
HB 133	6	9	1369	1369	1453	1648	1369, 4894	1648, 4895	4789	4894, 4895	4939(4940)	47, 1453, 1731
HB 134	6	10										1403
HB 135	6	9	953	962	1082	1120	970, 1088	1120				14, 48, 208, 361, 513, 521, 580, 1082, 1258
HB 136	6	9	986	987	1082	1281	987	1282	4861		4863(4864)	51, 1120
HB 137	6	9										
HB 138	6	9	388	393	471	784		784				14, 47, 48, 228, 401, 472, 1023, 2022, 3589
HB 139	6	9										48
HB 140	6	10										14, 48, 208, 228, 231, 232, 401, 580, 949, 1092, 1251, 1259, 2011, 3377, 4580
HB 141	6	9										1257, 2606
HB 142	6	9	388	393	471	1083		1083	4879		4882(4882)	47, 783, 2606
HB 143	6	9	388	395	471	1007		1007	2665		2804(2857)	47, 783, 1250
HB 144	6	9	1369	1370	1453	1727	1377, 1639, 4943	1727, 4943	4879	4943	4996(4996)	364, 1659
HB 145	6	9	3020	3020	3141	3300	3029, 3249, 3375	3429	4861		4863(4864)	2639, 3238, 3719
HB 146	6	9	1369	1384	1453	2000	1385, 1996	2001	4861		4863(4864)	47, 1725, 2006, 2123
HB 147	6	9										
HB 148	6	9	364	368	471	1085		1085				216, 401, 783, 1087
HB 149	7	9	1352	1352	1453	1860	1732	1860				51, 1725, 1993, 5137
HB 150	7	9										361, 401, 513, 949, 1027, 1996
HB 151	7	9										949
HB 152	7	10	1262	1262	1366	1647	1264	1648	3989		4054(4056)	475, 1453, 1665, 1731
HB 153	7	9										
HB 154	7	9	1627	1632	1645	2001		2001	4481		4553(4565)	1257, 1979, 2006, 2011, 2123
HB 155	7	9										1257, 2011, 3052

Bill	Intro-	Re-	Re-	Readings			Sub or		Senate	Concur	Enrolled	Other
No.	duced	ferred	Ported	1st	2nd	3rd	Amend	Voting*	Message	Activities	(Del. to Gov.)	Action
HB 156	7	9	1369	1386	1453	1661		1661	4447		4463(4553)	364, 949, 1646, 1665, 2011
HB 157	7	9	1369	1387	1453	1648		1648	4481		4553(4565)	364, 1453, 1731, 2011
HB 158	7	9										
HB 159	7	9										949, 1996
HB 160	7	9										
HB 161	7	9	1037, 1673	1044	1120	1860	1046, 1049, 1259, 1673, 1910, 3433					582, 786, 1120, 1651, 1725, 4177
HB 162	7	9										
HB 163	7	9	986	987	1082	1647	988	1647	4481		4553(4565)	51, 949, 1366, 1642, 1654, 1731, 1733
HB 164	7	9	1352	1353	1453	1661	1356	1661				364, 1646, 1731
HB 165	7	9	1799	1799, 2135	1979	3047	1822, 2135, 2358, 4999	3047, 5023	4879	4999, 5023	5093(5093)	51, 2000, 2013, 2632, 3147
HB 166	7	9	1970	1972	2000	2807	1975, 2360, 2651	2808	4153		4169(4301)	1257, 2347
HB 167	7	9										
HB 168	7	9	364	369	471		371					48, 216, 472, 513
HB 169	7	10					4924					
HB 170	7	9	52	57	216	231	2603	231, 2604	2227	2603, 2604	2632(2633)	14, 44, 46, 208, 216, 231, 232, 2633, 5137
HB 171	7	9	1369	1391	1453	1648	1392	1649	4077		4078(4080)	364, 1453, 1731
HB 172	7	10										216, 1458
HB 173	7	10										2222
HB 174	7	9	1674	1674	1859	2120	1678, 1993, 2006, 2009, 2010, 2022, 2025, 2026, 2123, 4796, 4809, 5141	2121, 5155	4585, 4882, 5137	4796, 4809, 4898, 5141, 5155	5160(5165)	361, 401, 1249, 2000, 2022, 2222, 2341, 4882, 4898, 4938, 5120, 5122, 5158
HB 175	7	10	1030	1030	1120	1456	1284	1456	4879		4882(4882)	217, 1366, 1458, 1459, 1639, 1653
HB 176	7	10										
HB 177	7	9	404, 1288	417	516	1660	421, 1289, 1292, 1640	1660				48, 230, 401, 513, 516, 949, 1249, 1251, 1453, 1731
HB 178	7	10										473, 4464
HB 179	7	9										
HB 180	7	9	1334, 2364	1334	1453	3050		3050				521, 1252, 1453, 2003, 2878, 3147
HB 181	7	9			1453							208, 1249
HB 182	7	9										

Bill No.	Introduced	Referred	Reported	Readings			Sub or Amend	Voting*	Senate Message	Concur Activities	Enrolled (Del. to Gov.)	Other Action
				1st	2nd	3rd						
HB 183	7	9	1369, 2888	1393	1453	3300	1396, 1640, 1641	3300				404, 1453, 2852, 3180, 3432, 5137
HB 184	7	10	1323, 3212	1324	1453	4054	3215	4054	4861		4863(4864)	1030, 1646, 3172, 3592, 3731, 4065, 4075
HB 185	7	9										
HB 186	8	10										4084
HB 187	8	9										
HB 188	8	10	234, 2706	235	397	3154	242, 2706, 2853, 3054, 4944	3155, 4952	4879	4944, 4952	4996(4996)	47, 209, 397, 401, 787, 1252, 2027, 2662, 2904, 3157, 3158, 3174, 3432, 3589, 4084, 4427
HB 189	8	10	1094, 1954	1094	1253	2348	1101, 1954, 2009, 2343	2348	4861		4863(4864)	475, 1254, 1671, 2000, 2358, 2606, 2650, 2864, 3158, 3372, 5137
HB 190	8	10	1094, 1954	1109	1253	2348	1114, 1961, 4897	2348, 4898	4862	4897, 4898	4939(4940)	475, 1254, 1671, 2000, 2358, 2606, 2650, 2864, 3158, 3372, 5137
HB 191	8	9	1736	1736	1979	2002	1738, 1744	2002	3423		3426(3427)	48, 1249, 1979, 2006, 2011, 2123, 2662
HB 192	8	10	707	722	1006	1121		1121				404, 1082, 1258, 1459, 4464
HB 193	8	9	388	395	471	2850	400, 2023, 5133	2850, 5133	5121	5132, 5133	5139(5158)	47, 472, 580, 2864, 3054, 3432
HB 194	9	18	1323, 2364	1324	1453	2852	4739	2852, 4740	4447	4739, 4740	4794(4813)	216, 1659, 2341, 2632, 2864, 3054, 3432, 4766
HB 195	9	18										228, 232, 1285, 1288, 1367, 1404
HB 196	9	18	1323	1324	1453	1650		1650	4789		4794(4813)	949, 1030, 1453, 1731
HB 197	9	17										

Bill	Intro-	Re-	Re-	Readings			Sub or		Senate	Concur	Enrolled	Other
No.	duced	ferred	Ported	1st	2nd	3rd	Amend	Voting*	Message	Activities	(Del. to Gov.)	Action
HB 198	9	18	1872	1876	1979	2348	1881, 1994	2349				1257, 2228, 2358, 2606, 2650, 2864, 3372, 5137
HB 199	9	17	387	387	471	517	387	517	2913		3048(3049)	51, 401, 472, 580, 787, 1088, 4464, 5137
HB 200	9	18	2030	2030	2189	2600	2031, 2032	2600				513, 1404, 1982, 2339, 2606, 2633, 2650
HB 201	9	18	1369	1398	1453	1860	1399, 1400	1861				1011, 1453, 1993, 5137
HB 202	9	17	953	978	1082	1281	980, 4898, 4902	1281, 4902	4862	4898, 4902	4939(4940)	521, 1082, 1403, 4916, 5092
HB 203	9	17										
HB 204	10	18	3852	3852	4053		3855					48, 3144, 3151, 4133
HB 205	10	18										
HB 206	10	18										263
HB 207	10	18	1000	1000	1082	1980	948, 1003, 1285, 1666, 1910, 3584	1980, 3584	3423	3584	3713(3757)	475, 1120, 1404, 1993
HB 208	10	17										
HB 209	10	18										475
HB 210	10	18										1249
HB 211	10	18	404, 3771	424	516	4080		4080				230, 513, 516, 1252, 1259, 3718, 3817, 3980, 4084, 4085, 4091, 4464
HB 212	10	17										
HB 213	10	17	986	989	1082	1122	994	1122				51, 1082, 1258
HB 214	10	18										1406, 2341
HB 215	10	18	442	449	516	1726	450, 1023, 1251	1726				217, 513, 783, 1092, 1993
HB 216	10	18										217, 473
HB 217	10	18										217, 3242
HB 218	10	18	442	450	516	1453	1023	1453	4879		4882(4882)	183, 783, 1639, 1653
HB 219	10	18										364, 1731
HB 220	10	18										472
HB 221	11	18										1258
HB 222	11	18	2228	2228	2348	3049		3049				1729, 2855, 3147
HB 223	11	18	1323	1324	1453	1649		1649				949, 1030, 1453, 1731
HB 224	11	18										
HB 225	11	18										
HB 226	11	18										

Bill	Intro-	Re-	Re-	Readings			Sub or		Senate	Concur	Enrolled	Other
No.	duced	ferred	Ported	1st	2nd	3rd	Amend	Voting*	Message	Activities	(Del. to Gov.)	Action
HB 227	11	18										
HB 228	11	18	3020	3040	3141	3299	3040, 3175	3299				1651, 3160, 3432, 5137
HB 229	11	18										
HB 230	11	17										513
HB 231	11	18	1094	1119	1253	1455		1455	3451		3549(3589)	475, 1254, 1459, 1639, 1653
HB 232	11	18	2900	2900	3047	3242	2901, 4795	3242, 4796	4585	4795, 4796	4863(4864)	2810, 3160, 4818
HB 233	11	18										1027
HB 234	11	17	1352, 2888	1356	1453	3715		3715				51, 1453, 2003, 2852, 3180, 3719
HB 235	11	17	1352	1358	1453	2120	1361	2120				51, 1914, 2223
HB 236	11	18										
HB 237	11	17										
HB 238	11	17										230
HB 239	11	18										1257
HB 240	11	17										230
HB 241	11	18										
HB 242	11	18	1872	1886	1979	2190		2190				404, 2014, 2222
HB 243	11	17	249, 3771	249	397	4080	3771, 3772, 4068	4080	4879		4882(4882)	218, 230, 231, 232, 397, 401, 2852, 3980, 4317, 4464
HB 244	11	17	1292	1292	1453	1860	1732, 3584	1860, 3586	3423	3584, 3586	3713(3757)	209, 516, 1249, 1659, 1993, 5137
HB 245	11	18										
HB 246	11	18										
HB 247	13	18	1709	1710	1859	2339	1712	2340				1406, 2128, 2341
HB 248	13	18										
HB 249	13	18	2228	2229	2348	3049	2608, 4952, 4954	3049, 4953	4879	4952, 4953, 4954	4996(4996)	1729, 2853, 2855, 3147
HB 250	13	18	707	723	1006	1084		1084				216, 1006
HB 251	14	17	457	462	516	1006	948, 4954	1006, 4954	4879	4954	4996(4996)	216, 516, 1250, 1459
HB 252	14	18										
HB 253	14	17										949
HB 254	14	18	1064	1064	1120	1454	1284, 1285	1454	3153		3155(3159)	787, 1254, 1639, 1653
HB 255	14	18										1257
HB 256	14	18										
HB 257	14	18										949, 1259
HB 258	14	18	1262	1265	1366	1456	1269, 1273, 4302	1456, 4306	3451	4302, 4306	4358(4438)	361, 1086, 1366, 1639, 1653, 4313, 4437
HB 259	14	17										183

Bill	Intro-	Re-	Re-	Readings			Sub or		Senate	Concur	Enrolled	Other
No.	duced	ferred	Ported	1st	2nd	3rd	Amend	Voting*	Message	Activities	(Del. to Gov.)	Action
HB 260	14	18	387	387	471	1007	387, 475, 579, 947	1007	4429		4447(4461)	48, 183, 263, 513, 516, 949, 1250, 2361
HB 261	14	18	375	376	471	516	381, 477	516	2849		2851(2857)	48, 51, 209, 232, 401, 472, 580, 787, 1088, 5137
HB 262	17	51										5137
HB 263	17	51										1729
HB 264	17	51										
HB 265	17	51										1092, 1651, 2126
HB 266	17	51										48, 209, 361, 521
HB 267	17	51										209
HB 268	17	51										
HB 269	17	51										1404
HB 270	17	51	3354	3354	3423	4057	3444, 5111, 5116	4057, 5116	4954	5111, 5116	5132(5137)	3154, 3980, 4065, 5136, 5137
HB 271	17	51										949, 1404
HB 272	17	51	442	450	516	1006	454, 457	1006				217, 516, 950, 1027, 1250
HB 273	17	51	1627	1633	1645	1662	1634	1662	3451		3549(3589)	1011, 1646
HB 274	17	51										1008, 1671
HB 275	17	216										
HB 276	17	51										
HB 277	17	51										2815
HB 278	46	51										
HB 279	46	51	404	425	516	785		785	2665		2804(2857)	48, 230, 516, 787, 950, 1023
HB 280	46	51	1674, 2135	1695	1859	4078		4078	4861		4863(4864)	1651, 2014, 2122, 2670, 4084, 4085, 4464
HB 281	46	51	2136	2136	2338	4078	2141	4078	4861		4863(4864)	217, 228, 232, 361, 2815, 4084, 4085, 4464, 4580
HB 282	46	51	364	372	471	517		517	2227		2339(2340)	230, 472, 513, 787, 1088, 5137
HB 283	46	51	1037	1049	1120	1726	1666, 3582	1726, 3583	2349	3582, 3583	3713(3757)	582, 786, 1366, 2811
HB 284	46	51	985, 2080	985	1082	2340	2080	2340				234, 1027, 1120, 2003, 2189
HB 285	46	51										1404
HB 286	46	51	707	723	1006	1280		1280	2913		3048(3049)	232, 404, 1082, 1259, 1285, 1403, 1405, 1652

Bill	Intro-	Re-	Re-	Readings			Sub or		Senate	Concur	Enrolled	Other
No.	duced	ferred	Ported	1st	2nd	3rd	Amend	Voting*	Message	Activities	(Del. to Gov.)	Action
HB 287	46	51	707	724	1006	1281		1281				232, 404, 1082, 1259, 1285, 1403, 1405
HB 288	46	51	707	726	1006	1453		1454				232, 404, 1120, 1259, 1285, 1639, 1653
HB 289	46	51	2374	2376	2632	3050		3050				232, 1260, 1285, 2341, 2904, 3147
HB 290	46	51										48
HB 291	46	51										183, 231, 1736
HB 292	46	51	364	374	471	783		783	4879		4882(4882)	230, 472, 513, 787, 1023
HB 293	46	51	1406	1407	1645	2002	1408, 4954	2002, 4955	4879	4954, 4955 –	4996(4996)	475, 1979, 2011, 2123
HB 294	46	51	767, 3288	768	1006		770, 3288, 3986					404, 1288, 2852, 3157, 3820, 4177
HB 295	47	51										232, 513, 580, 582, 786, 1092, 1260
HB 296	47	51	1736	1744	1979	2851	1769	2851	4879		4882(4882)	521, 2228, 2864, 3054, 3432
HB 297	47	51	1032	1036	1120	1255		1255	2849		2851(2857)	786, 1120, 1258
HB 298	47	51	1352	1362	1453	1649	1363	1649				232, 397, 475, 1453, 1652, 1653, 1654
HB 299	47	51	953, 1708	981	1082	1979	1708	1979				521, 1082, 1258, 1366, 1406, 1731, 1859, 2027
HB 300	51	216										
HB 301	59	216										582, 786, 1088
HB 302	59	216	1037	1049	1120	1255		1255	4879		4882(4882)	582, 786, 1120, 1258
HB 303	59	216										
HB 304	59	216										
HB 305	59	216	1406	1409	1645	1663		1663	3153		3155(3159)	1086, 1646
HB 306	59	216	404	426	516							230, 516, 1007
HB 307	59	216	404	432	516	785		785				230, 516, 787, 1023
HB 308	59	216	404	433	516	1006	436	1006	2913		3048(3049)	230, 401, 516, 1027, 1250
HB 309	60	216	707	727	1006	1121	757, 1023, 1026, 1250, 3550	1121, 3582	2625	3550, 3582	3713(3757)	209, 232, 361, 401, 404, 513, 580, 1082, 1092, 1252, 1258, 1733
HB 310	60	216	364	374	471							230, 401, 472
HB 311	215	230										

Bill	Intro-	Re-	Re-	Readings			Sub or		Senate	Concur	Enrolled	Other
No.	duced	ferred	Ported	1st	2nd	3rd	Amend	Voting*	Message	Activities	(Del. to Gov.)	Action
HB 312	215	230										1650
HB 313	215	230	1709	1713	1859	2118		2119				1030, 2000, 2122, 2126, 2223
HB 314	215	230	1406	1409	1645	2001	1415, 2025, 2224, 3761, 4561	2339, 3766, 4561	3593, 4319, 4447	3761, 3766, 4358, 4430, 4561	4764(4813)	475, 1859, 2002, 2006, 2011, 2341, 3805, 4429, 4436, 4818, 4871
HB 315	215	230										228, 232, 361, 1092, 1285
HB 316	215	230	1443	1447	1645	1727	1448, 1654, 1666	1728	4879			1288, 1367, 1659
HB 317	215	230										1092, 1665
HB 318	215	230										1729
HB 319	215	230	2798	2798	2849	3239	2800, 2801, 2911	3239				517, 521, 1092, 2361, 3047, 3249
HB 320	215	230	1262	1273	1366	1456		1456	3451		3549(3589)	1030, 1366, 1653
HB 321	215	230	1334	1339	1453	1861	1341, 1732	1861				950, 1092, 1367, 1404, 1453, 1667, 1909, 1993, 5137
HB 322	215	230	1709	1716	1859	1980		1980				1030, 1859, 1993
HB 323	217	230										
HB 324	217	230										232, 1654, 1729, 2906
HB 325	229	233	767	770	1006	1454	772	1454	3057		3141(3142)	232, 401, 516, 1254, 1639, 1653
HB 326	229	234										1651
HB 327	229	233	1421	1423	1645	1728		1728	4879		4882(4882)	1257, 1642, 1659, 1733, 5199
HB 328	229	233										1654
HB 329	229	233	1736	1770	1979	2119	1775	2119	4879			1249, 2014, 2223, 3372
HB 330	229	233	1334	1343	1453	1727	3583	1727, 3583	3057	3583	3713(3757)	1249, 1659
HB 331	230	233										361, 401, 1654
HB 332	230	233	1334	1345	1453	1661	1345, 1639, 1641	1662	4429		4447(4461)	361, 401, 1249, 1646, 1667, 1731
HB 333	230	233	1872	1886	1979	2119	1886, 4796	2119, 4796	4585	4796	4863(4864)	1257, 2014, 2122, 2223, 3372
HB 334	230	234	2689	2689	2849	3172		3172	4429		4447(4461)	521, 3154, 3245
HB 335	230	233										

Bill	Intro-	Re-	Re-	Readings			Sub or		Senate	Concur	Enrolled	Other
No.	duced	ferred	Ported	1st	2nd	3rd	Amend	Voting*	Message	Activities	(Del. to Gov.)	Action
HB 336	230	233										1257, 2816
HB 337	230	233										1257, 2911
HB 338	230	233	1369	1401	1453	1649	1641, 4895	1649, 4896	4789	4895, 4896	4939(4940)	1011, 1453, 1665, 1731
HB 339	230	233	1037	1053	1120	1647	4306, 4307	1647, 4307	3451	4306, 4307	4358(4438)	582, 786, 1366, 1731, 4437
HB 340	230	234	707	758	1006	1084		1084	2625		2637(2665)	404, 1006
HB 341	230	234	1443	1450	1645	2014		2014				1288, 1367, 1979, 2123
HB 342	231	233										1249
HB 343	231	234	707	758	1006	1084		1084	4984		4996(4996)	404, 1006
HB 344	231	234	1919	1919	2000	2119	1920	2119	4879		4882(4882)	521, 2014, 2223, 3372
HB 345	231	234										401
HB 346	233	363	1066	1066	1120	1282		1282	3153		3155(3159)	952, 1008, 1120, 1459
HB 347	233	363	1066	1067	1120	1455		1455	4481	4763		952, 1008, 1254, 1457, 1639, 1653, 4893
HB 348	233	363	774	774	1006	1256	949, 1023, 1026, 4885	1256, 4893	4447	4885, 4892, 4893	4939(4940)	361, 399, 513, 580, 950, 1006, 1027, 1088, 1258, 1260, 1459, 1659, 1733
HB 349	233	363	1709	1721	1859	2001		2001				1406, 1859, 2006, 2123
HB 350	233	363	1066	1073	1120	1455		1455	4861		4863(4864)	952, 1008, 1254, 1639, 1653
HB 351	233	363	1914	1916	2000	2190	1916	2190				1249, 2118
HB 352	233	363										401, 2813
HB 353	233	363	953	982	1082	1248	983, 1092, 3583	1249, 3583	3057	3583	3713(3757)	521, 1082, 1250, 1258, 1285, 1458, 1653
HB 354	233	363					2854					362, 401, 513, 580, 950, 1252, 1404, 1733, 2011, 2126, 2361, 2622, 2813, 2911, 3729, 3817
HB 355	233	363										362, 1404
HB 356	233	363										362, 1257
HB 357	233	363	1919	1921	2000	2190	4955	2190, 4956	4879	4955, 4956	4996(4996)	521, 2118, 3372
HB 358	233	363	986	999	1082	1456		1456	4481		4553(4565)	517, 521, 1366, 1639, 1653

Bill	Intro-	Re-	Re-	Readings			Sub or		Senate	Concur	Enrolled	Other
No.	duced	ferred	Ported	1st	2nd	3rd	Amend	Voting*	Message	Activities	(Del. to Gov.)	Action
HB 359	233	363	3950	3950	4053	4166	3951, 4089	4167				1011, 4053, 4183
HB 360	264	363										3587
HB 361	264	363										1733, 2622
HB 362	264	363										1403, 1667, 2011
HB 363	264	363										
HB 364	264	363	1000	1005	1082		1005, 1403					475, 1406, 1664
HB 365	264	363	1369	1401	1453	1660	1402, 1654	1661				521, 950, 1027, 1404, 1453, 1731
HB 366	264	363										517, 1030, 1983
HB 367	264	363	1672	1672	1859	3161	1672, 2613, 3055	3161	4789		4794(4813)	475, 2027, 2128, 2662, 3245, 4916
HB 368	264	363	2997	2997	3141							1651, 3141
HB 369	264	363	1421, 2080	1423	1645	2904	1665, 1666, 1732, 1733, 2083, 2223, 2224, 2345, 2360, 2614, 2652, 2660, 2661, 2864, 2908	2905	4077		4078(4080)	582, 786, 950, 1027, 1859, 1910, 2003, 2189, 2853, 2907, 5136
HB 370	363	404										2864
HB 371	363	404	1421	1425	1645	1728	1427	1728				401, 513, 582, 786, 950, 1642, 1659, 1731, 1733
HB 372	363	404	1857	1857	1979	2805	2606, 2662, 5030, 5082	2805, 5082	4879	5030, 5082	5093(5093)	1288, 2189, 2811
HB 373	397	404										
HB 374	397	404										1092, 1404, 2126, 2622
HB 375	397	404	1799	1845	1979		1856, 1994					786, 1979
HB 376	397	404	1037	1053	1120	1254	1055, 1250, 4902	1254, 4904	4862	4902, 4904	4939(4940)	582, 786, 1120, 1258, 1459, 4916
HB 377	397	404	2039	2039	2189	2856		2856				1729, 2670, 2864, 2875, 2907
HB 378	398	404	1929	1951	2000	2602		2805	4429		4447(4461)	1257, 2347
HB 379	398	404										
HB 380	398	404										1011, 1260
HB 381	398	404	2030	2032	2189	2352	2033, 2345	2352	4447		4463(4553)	1910, 1982, 2339, 2345, 2358, 2606, 2864, 3372, 5137
HB 382	398	404										950

Bill	Intro-	Re-	Re-	Readings			Sub or		Senate	Concur	Enrolled	Other
No.	duced	ferred	Ported	1st	2nd	3rd	Amend	Voting*	Message	Activities	(Del. to Gov.)	Action
HB 383	398	404	2206	2206	2338	2806	2206	2806	4241		4306(4357)	950, 1257, 2600
HB 384	398	404	3950	3951	4053							2639, 4053, 4911
HB 385	398	404										1667, 1733, 1910, 1996, 2011, 2126, 2361, 3052
HB 386	398	404	1334	1346	1453	1649		1664	3057		3141(3142)	1249, 1453, 1665
HB 387	398	404	1627	1635	1645	1728	1665, 5029	1728, 5029	4954	5029	5093(5093)	1011, 1659, 1731
HB 388	399	404	1030	1031	1120	1255		1255	2849		2851(2857)	521, 1027, 1092, 1120, 1258, 1260
HB 389	399	404	1066	1074	1120	1255		1255	4879	–	4882(4882)	952, 1008, 1120, 1258
HB 390	403	515	1406	1421	1645	1663	4866	1663, 4866	4585	4866	4882(4882)	1249, 1646, 1665
HB 391	403	515	2816, 3771	2816	2855	4061	2833, 3176, 3772, 5023	4061, 5025, 5121	4879, 5121	5023, 5025, 5121	5139(5158)	786, 3160, 3426, 3718, 3980, 5111, 5121, 5137
HB 392	403	515										
HB 393	403	515	1037	1057	1120	1455	1060, 1062, 1403, 4370	1455, 4373	4241	4370, 4373	4447(4461)	582, 786, 1092, 1254, 1639, 1653, 4375
HB 394	403	515	1872	1887	1979	2015	1889	2015				1086, 1979, 2123
HB 395	403	515	1421, 2888	1429	1645	3241		3241	4879		4882(4882)	1027, 1260, 1280, 1859, 2341, 2852, 3141
HB 396	403	515										1651
HB 397	403	515										
HB 398	403	515										3144
HB 399	403	515	1066	1075	1120	1282	1082, 3586	1282, 3586	3153	3586	3713(3757)	514, 521, 1120, 3589
HB 400	403	515	1983	1983	2000	2191	1983	2191	4447		4463(4553)	952, 1008, 2118, 3372
HB 401	403	515										1651, 1733
HB 402	403	515	1736, 3288	1780	1979	3717	1785, 3290	3717	4789		4794(4813)	1249, 1979, 2027, 2852, 3548
HB 403	403	515										1260, 3817
HB 404	403	515										1642, 2911
HB 405	403	515	1274, 3212	1274	1366	4055	3215, 3216, 4956	4056, 4956	4880	4956	4996(4996)	1011, 1366, 1651, 3731, 4065, 4075
HB 406	403	515										1260, 2911
HB 407	403	515										1654, 2662

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Bill	Intro-	Re-	Re-	Readings			Sub or		Senate	Concur	Enrolled	Other
No.	duced	ferred	Ported	1st	2nd	3rd	Amend	Voting*	Message	Activities	(Del. to Gov.)	Action
HB 408	403	515	1274, 3989	1276	1366		1276, 3989, 3990					521, 1366, 4133
HB 409	403	515	1352	1363	1453							786, 1027, 1453, 1654, 1733, 1996, 2622
HB 410	403	515										1092, 1249, 1404, 1729, 2622
HB 411	403	515	1323	1325	1453	1661		1661				1030, 1453, 1731
HB 412	475	515	1627	1636	1645	2001	1994	2001				1257, 1654, 1733, 1859, 2123, 3450
HB 413	475	515	1966	1966	2000		2009					1404, 1642, 1654, 1671, 2000
HB 414	475	515										514, 1733
HB 415	475	515	2364	2364	2632	3142	2367, 2853	3142	4481		4553(4565)	2341, 2904, 3174
HB 416	475	515	1421	1429	1645	1860		1860	3423		3426(3427)	1027, 1249, 1725, 1993, 2006, 5137
HB 417	475	515	2030	2033	2189	2806	2036, 2613	2806	4879		4882(4882)	1030, 1285, 2632, 2662, 2813
HB 418	475	515	2630	2630	2805	2857		2857				2228, 2850, 2864, 2907
HB 419	475	515										
HB 420	475	515										952, 1008
HB 421	475	515	1421	1430	1645	1663		1663	4789		4794(4813)	950, 1257, 1646, 1665, 1731
HB 422	475	515	1274	1279	1366	1647	1280	1647	3451		3549(3589)	1011, 1366, 1654
HB 423	515	581	1323	1330	1453	1662		1662				1030, 1646
HB 424	515	581										
HB 425	520	582										1996
HB 426	520	582	3407	3407	3548	4059	3409	4059				3242, 3980, 4075
HB 427	520	581	2042	2042	2189	3238	2047	3239	4861		4863(4864)	1406, 2670, 3372
HB 428	520	581	2206	2206	2338	2601	2208, 2343, 4740	2602, 4742	4447	4740, 4741, 4742	4794(4813)	1652, 2000, 2339, 2633, 4766
HB 429	520	581										2000
HB 430	520	581	1983	1984	2000	2014		2014				1086, 2000, 2123, 2222
HB 431	520	581										1257
HB 432	520	581	4286	4286	4356							2639, 4790, 4911

Bill No.	Introduced	Referred	Reported	Readings			Sub or Amend	Voting*	Senate Message	Concur Activities	Enrolled (Del. to Gov.)	Other Action
				1st	2nd	3rd						
HB 433	520	581										
HB 434	520	581										
HB 435	520	582	3852	3855	4053		3857, 4088					3770, 4133
HB 436	581	952	1861	1862	1979	2349		2349				1403, 2228, 2358, 2606, 2650, 2864, 3372, 5137
HB 437	581	952										1288
HB 438	581	952	1323	1331	1453	1662		1662	4585		4764(4813)	1030, 1092, 1646, 1665, 1731
HB 439	786	952										1651, 2126
HB 440	786	952										1654
HB 441	786	952										1011
HB 442	786	952	1334	1350	1453	1727		1727				1249, 1646, 1667, 1731
HB 443	786	952	2128	2128	2338	2806	2128	2807				1982, 2622, 2632
HB 444	786	952	2374, 3771	2378	2632	4136	2380, 3772	4136				1733, 2341, 2633, 3718, 4078, 5137
HB 445	786	952	1627	1637	1645	1860		1860				1257, 1725, 1993, 5137
HB 446	786	952	1334	1352	1453	1725	1352	1725				1249, 1285, 1646, 1731
HB 447	786	952										1027, 1260, 2662
HB 448	952	1029	1292	1294	1453	1662		1728	4429		4447(4461)	1249, 1646
HB 449	952	1029	1709	1721	1859	2001		2001				1406, 1859, 2006, 2123
HB 450	952	1029										1253
HB 451	952	1029	2206	2209	2338	2806		2806				2000, 2600, 2606
HB 452	952	1029	1292	1299	1453	2602	1403, 1640, 2123, 2345, 2610, 2611, 4742	2602, 4763	4447	4742, 4763	4794(4813)	1258, 1733, 1910, 1914, 1996, 2606, 2633, 4766, 4813, 5092
HB 453	1008	1029	1443	1451	1645	2015	4865	2015, 4866	4789	4865, 4866	4882(4882)	1288, 1367, 1642, 1659, 2123, 4916
HB 454	1008	1029										1092, 1642, 1733, 2126, 3377, 3450
HB 455	1008	1029	2228, 2888	2231	2348	3241	2235, 2238, 2888, 3148, 4555, 4560	3242, 4560	4429	4555, 4560	4764(4813)	1249, 2600, 2852, 3160
HB 456	1009	1029	1861	1863	1979	2002		2002	3819		3980(3981)	1403, 1979, 2123

Bill	Intro-	Re-	Re-	Readings			Sub or		Senate	Concur	Enrolled	Other
No.	duced	ferred	Ported	1st	2nd	3rd	Amend	Voting*	Message	Activities	(Del. to Gov.)	Action
HB 457	1009	1029	2086	2086	2189	2352	2089, 5106	2352, 5110	4880	5106, 5110	5110(5121)	2003, 2339, 2361, 2606, 2864, 3372, 5121, 5136, 5137
HB 458	1009	1029	1627	1637	1645	1980		1980				1257, 1260, 1859, 2011
HB 459	1009	1029										
HB 460	1009	1029										1257
HB 461	1009	1029										
HB 462	1009	1029										
HB 463	1029	1093										2224, 3242
HB 464	1029	1093	1914	1917	2000	2015		2015	4861		4863(4864)	1457, 2000, 2123
HB 465	1029	1093										1092, 1288, 1725
HB 466	1029	1093	1700	1700	1859	1981		1981				1257, 1667, 1859, 1996
HB 467	1029	1093	3058	3058	3154	3426	3060	3427	4879		4882(4882)	1736, 1910, 3238, 3432, 3984
HB 468	1029	1093										1650
HB 469	1029	1093	2263	2263	2348	2637	2284, 4809, 4810, 4812	2637, 4812	4585	4809, 4810, 4812	4863(4864)	1252, 1260, 1288, 1654, 2011, 2600, 2662, 2811, 4818
HB 470	1085	1093	1983	1985	2000	2351	1987, 4366, 4369, 4370	2352, 4370	4077	4366, 4369, 4370	4447(4461)	1094, 2339, 2606, 2864, 3372, 5137
HB 471	1085	1093	2689	2689	2849	3143		3143				2605, 3047, 3147, 3148, 3154, 3157, 3174
HB 472	1085	1093										1257, 2907, 3154
HB 473	1085	1093	1983	1987	2000	2349	5026	2349, 5026	4880	5026	5093(5093)	1092, 1094, 1404, 2339, 2358, 2606, 2650, 2864, 3372, 5137
HB 474	1085	1093	1970	1977	2000	2190		2190	4077		4078(4080)	1642, 1729, 2000, 2222, 2341
HB 475	1085	1093	3354	3354	3423		3355					1257, 3989, 4177
HB 476	1085	1093			3154							
HB 477	1085	1093	1919	1922	2000	2014	1922	2014				1288, 2000, 2123, 2222
HB 478	1085	1093	2689	2689	2849	3239	2691, 2692	3239	4879		4882(4882)	1729, 3047
HB 479	1085	1093										1257, 1909

Bill	Intro-	Re-	Re-	Readings			Sub or		Senate	Concur	Enrolled	Other
No.	duced	ferred	Ported	1st	2nd	3rd	Amend	Voting*	Message	Activities	(Del. to Gov.)	Action
HB 480	1085	1093										
HB 481	1085	1093	2136	2141	2338	3141	2165, 2344, 2345, 2359, 2612, 2651, 3054	3141				1651, 2600, 3174, 3984
HB 482	1085	1093										1729, 2030
HB 483	1085	1093	1919	1923	2000	2120		2120	4585		4764(4813)	1092, 1288, 2014, 2222, 2223, 2662, 3372
HB 484	1085	1093	1914	1918	2000	2120		2120	4585		4764(4813)	1249, 2014, 2126, 2223, 3372
HB 485	1093	1253										
HB 486	1093	1253										
HB 487	1093	1253	1872, 2591	1891	1979	3048	1900, 2591, 2865, 4907	3048, 4907	4866	4907	4939(4940)	1257, 1260, 1667, 2014, 2341, 2850, 3147
HB 488	1093	1253	1700	1703	1859	1981		1981	4879		4882(4882)	1261, 1859
HB 489	1093	1253										
HB 490	1093	1253										1729
HB 491	1093	1253										2224
HB 492	1249	1253										
HB 493	1249	1253										1651
HB 494	1249	1253										1665, 2853
HB 495	1249	1253										1260
HB 496	1249	1253	2918	2918	3141		2918					1406, 1654, 1733, 1910, 1996, 2011, 2027, 2126, 2345, 2662, 3296, 3377, 4313
HB 497	1249	1253										1404, 3730
HB 498	1249	1253	3117	3118	3154	3427	3118	3427				2906, 3296
HB 499	1249	1253										2004, 3718
HB 500	1249	1253										
HB 501	1253	1261	2364	2368	2632	2856	2661	2856				2003, 2850, 2864, 2907
HB 502	1253	1261	2919	2921	3141	3300	2923	3300				2348, 3238, 3432, 5137
HB 503	1256	1261	3096	3096	3154	3299	4956, 4957	3300, 4957	4880	4956, 4957	4996(4996)	1729, 3160, 3432, 5137
HB 504	1256	1261										
HB 505	1256	1261	1736	1790	1979	2856		2856	4879		4882(4882)	1645, 2228, 2864, 2907
HB 506	1256	1261	3407	3412	3548	4059	3413	4059				3242, 3450, 3980

Bill	Intro-	Re-	Re-	Readings			Sub or		Senate	Concur	Enrolled	Other
No.	duced	ferred	Ported	1st	2nd	3rd	Amend	Voting*	Message	Activities	(Del. to Gov.)	Action
HB 507	1256	1261	3451, 3594	3451	3712	3981	3594, 3805, 3806, 3807, 3808, 3809, 3811, 3812, 3814, 3815, 3816, 4618, 4732, 4733, 4734, 4937	3983	4585, 4763, 4996	4618, 4735, 4764		3379, 3430, 3548, 3713, 3982, 3984, 4065, 4140, 4313, 4764, 4786, 4898, 4939, 4996
HB 508	1256	1261										1404, 1642
HB 509	1256	1261										
HB 510	1256	1261	2997	2998	3141	3549	2999, 3001	3549	4879		4882(4882)	1651, 3379
HB 511	1256	1261	1861	1864	1979	2602	1868, 2224	2603				1403, 2228, 2606, 2633, 3450
HB 512	1256	1261										1403
HB 513	1256	1261										1403
HB 514	1256	1261										1651, 2027
HB 515	1256	1261										1651
HB 516	1256	1261										1260, 2361, 3056
HB 517	1256	1261	2364	2368	2632	2856	2651	2857	4879		4882(4882)	2003, 2850, 2864, 2907
HB 518	1257	1261										
HB 519	1257	1261	2263, 3212	2307	2348	4056	4992, 4994	4056, 4994	4880	4992, 4994	4996(4996)	1404, 1665, 2600, 2852, 3731, 4064, 4075, 4091, 5093
HB 520	1257	1261	1919	1925	2000	2602		2602				1729, 2347, 2633
HB 521	1257	1261	2689	2692	2849	3240	2853, 3054, 4904, 4906	3240, 4906	4862	4904, 4905, 4906	4939(4940)	1367, 1665, 3047
HB 522	1256	1261	1736	1791	1979	2002		2002				1645, 1655, 1979, 2123
HB 523	1261	1288	2206	2210	2338	2851	2214, 2216, 2608	2852				2021, 2600, 2853, 2864, 3054, 3432
HB 524	1262	1288										2000, 3154
HB 525	1262	1288	2086	2089	2189	3425	3245, 3447, 4957	3549, 4983	4880	4957, 4983	4996(4996)	2003, 2339
HB 526	1262	1288	2086	2115	2189	2351	2116	2351	4789		4794(4813)	2003, 2339, 2606, 2864, 3372, 5137
HB 527	1262	1288										3719
HB 528	1262	1288	1736	1792	1979		2006, 4141					1645, 2011, 2228, 4177
HB 529	1287	1405	2919	2924	3141	3300		3301	4585		4764(4813)	2027, 2348, 3238, 3432, 5137

Bill	Intro-	Re-	Re-	Readings			Sub or		Senate	Concur	Enrolled	Other
No.	duced	ferred	Ported	1st	2nd	3rd	Amend	Voting*	Message	Activities	(Del. to Gov.)	Action
HB 530	1287	1406	2042	2052	2189	3549	2054					1983, 2339, 3758, 3984
HB 531	1287	1405	2086	2116	2189	2352		2352	4879		4882(4882)	2003, 2011, 2339, 2361, 2606, 2864, 3372, 5137
HB 532	1287	1405	1736	1794	1979	2003		2003				1645, 1979, 2123
HB 533	1287	1405	2689	2693	2849	3296	2853	3297				2363, 2605, 2904, 3151, 3249, 3432, 5137
HB 534	1287	1405										2622, 2859
HB 535	1287	1405	2261	2261	2348	3049	2908	3049				2030, 2855, 3050, 3147
HB 536	1287	1406										3177
HB 537	1287	1405	2039	2040	2189	3143		3143				1655, 1665, 2623, 2670, 3174
HB 538	1287	1405										2003
HB 539	1287	1406										
HB 540	1287	1405	2263	2309	2348	2857	2316, 2360, 2651, 2652, 2660, 2661, 2812, 2813, 2854, 2865	2858				1665, 2852, 2907
HB 541	1287	1405	3020	3041	3141		3042					2228, 3141, 3157
HB 542	1288	1405	2324, 3288	2324	2348	4057	3290, 3447	4057				1733, 1996, 2011, 2027, 2122, 2600, 3157, 3592, 3820, 4075
HB 543	1288	1405										1655, 1665
HB 544	1367	1405										1665
HB 545	1367	1406	2042, 3212	2057	2189	3716	2063, 2125, 3216	3716				1983, 2339, 3157, 3296, 3729
HB 546	1367	1405										2605
HB 547	1367	1405										1996, 2911, 3377
HB 548	1367	1405	1919	1925	2000	2014		2014				1665, 2000, 2022, 2123, 2222
HB 549	1367	1405	1970	1977	2000	2191	1978	2191	3451		3549(3589)	1729, 2118, 3372
HB 550	1405	1645										
HB 551	1405	1645										
HB 552	1405	1645										

Bill	Intro-	Re-	Re-	Readings			Sub or		Senate	Concur	Enrolled	Other
No.	duced	ferred	Ported	1st	2nd	3rd	Amend	Voting*	Message	Activities	(Del. to Gov.)	Action
HB 553	1405	1645	2919	2925	3141	3426	2928, 3176, 3248, 3373	3426	5158			1655, 1667, 1729, 1910, 2027, 2126, 2662, 3056, 3151, 3160, 3249, 3377, 3450, 3589, 5093
HB 554	1405	1645	2630	2630	2805	3241	2662	3241	4447		4463(4553)	2341, 3058
HB 555	1457	1645										
HB 556	1457	1645	3852	3858	4053	4082	3860, 4066, 4068	4082	4585		4764(4813)	2813, 3242, 4053, 4091, 4464
HB 557	1457	1645	2039	2040	2189	2600		2601				1729, 2339, 2606, 2633
HB 558	1457	1645										
HB 559	1627	1645	1929	1952	2000	2805	4433, 4435	2805, 4435	4241	4432, 4435	4463(4553)	1729, 2347
HB 560	1645	1657	2206	2217	2338	2807	2358	2807				1733, 2000, 2632, 2811
HB 561	1645	1657										
HB 562	1650	1657										3056
HB 563	1650	1657										1729
HB 564	1650	1657										1729
HB 565	1650	1657										1729
HB 566	1650	1657										
HB 567	1650	1657										1733, 2345, 2662
HB 568	1651	1657	3199, 4177	3199	3296		3199, 3444					1655, 3144, 3713, 4083, 4300, 4373
HB 569	1651	1657										1729, 1909
HB 570	1651	1658										2810
HB 571	1651	1657	3020	3042	3141	3714	3044, 3433, 3591	3715	4879		4882(4882)	2000, 2813, 3160, 3719
HB 572	1657	1671	2192	2192	2338	2637	2343, 2613	2637				1733, 1736, 1911, 1997, 2339, 2811, 2813
HB 573	1657	1671										
HB 574	1657	1671	2042	2068	2189	2340		2340	4481		4553(4565)	1983, 2189, 2341, 3372
HB 575	1664	1671										2348
HB 576	1664	1671	2325	2325	2348	3047	2338, 2622, 2662, 2812, 3149, 3724, 3811	4170				2022, 2850, 3048, 4164, 4183
HB 577	1664	1671										2003
HB 578	1664	1671										1733, 1997
HB 579	1664	1671										2341
HB 580	1664	1671										3731, 3770

Bill	Intro-	Re-	Re-	Readings			Sub or		Senate	Concur	Enrolled	Other
No.	duced	ferred	Ported	1st	2nd	3rd	Amend	Voting*	Message	Activities	(Del. to Gov.)	Action
HB 581	1664	1671										
HB 582	1664	1671										
HB 583	1664	1671	2878	2878	3047	3297	2878	3298	4879		4882(4882)	2853, 3160, 3371, 3377, 3432, 5137
HB 584	1664	1671	2374	2380	2632							2126, 2341, 2633, 2662, 3377, 3770
HB 585	1664	1671										1667
HB 586	1664	1671	2695	2695	2849	3240	2699, 2854, 3055	3240				2030, 3047
HB 587	1664	1671	2915	2915	3141	3301		3301	4879		4882(4882)	2810, 3238, 3432, 5137
HB 588	1671	1736	3086	3086	3154		3091, 3095					2348, 3160
HB 589	1671	1736	2042	2069	2189	2851		2851	4481		4553(4565)	1983, 2600, 2864, 3054, 3432
HB 590	1671	1736	2042, 2895	2072	2189	3143	2895	3143	4429		4447(4461)	1983, 2339, 2810, 3047, 3147, 3148, 3154, 3157, 3174, 5136
HB 591	1671	1736										
HB 592	1729	1736										1909
HB 593	1729	1736	2626	2626	2805	3048	2628, 2811, 2865, 2874	3048	4861		4863(4864)	2003, 2224, 2850, 3147
HB 594	1729	1736										3144, 4062
HB 595	1729	1736	2128	2129	2338	2806	4906, 4907	2806	4862	4906, 4907	4939(4940)	2003, 2600
HB 596	1729	1736	3392	3392	3548	4059	3392, 3589	4059	4879		4882(4882)	2852, 3980, 4064
HB 597	1729	1736										2605
HB 598	1729	1736	3096	3097	3154	3718	3100, 3157, 3175, 3373, 3432, 3449	3718				2003, 3151, 3296, 3450, 3719, 4084
HB 599	1729	1736	2042	2077	2189	2601		2601	4879		4882(4882)	1983, 2339, 2633
HB 600	1729	1736	4319	4320	4429		4327, 4330, 4420, 4439, 4440, 4474, 4479, 4480					2346, 2623, 2662, 3151, 3718, 4430, 4911
HB 601	1729	1736										2000
HB 602	1736	1914	2713	2713	2849	3297	2754, 2873, 2908, 3055, 3149, 3150, 3174, 3175	3297				2030, 3047, 3054, 3245, 3377, 3432, 5137
HB 603	1736	1914										
HB 604	1736	1914										

Bill	Intro-	Re-	Re-	Readings			Sub or		Senate	Concur	Enrolled	Other
No.	duced	ferred	Ported	1st	2nd	3rd	Amend	Voting*	Message	Activities	(Del. to Gov.)	Action
HB 605	1861	1914	2192	2199	2338	2856	2200, 2606	2856				2021, 2022, 2650, 2815, 2864, 2907
HB 606	1861	1914										1997
HB 607	1861	1914	2042	2078	2189	2601		2601				1911, 1983, 1997, 2011, 2339, 2633
HB 608	1861	1914										3174
HB 609	1861	1914										1911, 2003
HB 610	1861	1914	3020	3045			3176, 3247					2030, 3379, 3817, 4177
HB 611	1861	1914	2261	2261	2348	3050		3050				2122, 2855, 3147
HB 612	1861	1914										2021
HB 613	1861	1914	2878	2879	3047	3426	2908	3426				2853, 3160, 3432, 3984
HB 614	1914	1999	3216	3216	3296	4056	3223, 5102	4056, 5103	4880	5102, 5103	5110(5121)	2021, 3820, 4065, 4075, 5121, 5136, 5137
HB 615	1914	1999	2689	2693	2849	3171		3171	4879		4882(4882)	2605, 3047, 3245
HB 616	1914	1999										2605, 2606
HB 617	1982	1999	2228	2239	2348	3048	2614, 2652, 2865	3048	4447		4463(4553)	2013, 2850, 3147
HB 618	1982	1999	3392	3394	3548	3761	3396, 3590, 3725	3761	4481		4553(4565)	2813, 2859, 2875, 3713, 3805
HB 619	1982	2000										
HB 620	1982	1999										
HB 621	1982	1999	2128	2129	2338	2349		2349	4861		4863(4864)	2022, 2339, 2606, 2864, 3372, 5137
HB 622	1982	2000	2374	2381	2632	3171		3171	4879		4882(4882)	2341, 2914, 3177, 3245
HB 623	1999	2013										2341
HB 624	2003	2013	2374	2381	2632	2857		2857				2341, 2850, 2864, 2907
HB 625	2003	2013	2882	2882	3047	3298		3298	4861		4863(4864)	2605, 3160, 3249, 3371, 3372, 3432, 5137
HB 626	2003	2013	2919	2932	3141	3299		3299	4447		4463(4553)	2353, 3160, 3432, 5137, 5199
HB 627	2003	2013	2639	2644	2805	3239	2644	3239				2228, 2904
HB 628	2003	2013	2639, 3212	2645	2805	4056		4056	4861		4863(4864)	2228, 2850, 3157, 3731, 4065
HB 629	2003	2013										2662
HB 630	2003	2013										

Bill	Intro-	Re-	Re-	Readings			Sub or		Senate	Concur	Enrolled	Other
No.	duced	ferred	Ported	1st	2nd	3rd	Amend	Voting*	Message	Activities	(Del. to Gov.)	Action
HB 631	2013	2030	2882	2883	3047	3298	2884	3298	5121		5132(5137)	2605, 3160, 3432, 5137
HB 632	2013	2030										
HB 633	2013	2030	3235	3235	3296	3758		3758				2605, 3713, 3805
HB 634	2021	2030	2364	2371	2632	3171		3171	4093		4134(4166)	2341, 2914, 3245
HB 635	2021	2030										
HB 636	2021	2030										3587
HB 637	2021	2030	2919, 3288	2933	3141	3717	2854, 2958, 3376, 3590, 4907, 4908	3717, 4909	4866	4907, 4908, 4909	4939(4940)	2348, 2623, 2875, 3141, 3157, 3249, 3450, 3548, 3729
HB 638	2021	2030										3587
HB 639	2021	2030	3950	3952	4053		3954					2815, 4133, 4177
HB 640	2021	2030										
HB 641	2021	2030										2859, 3174
HB 642	2021	2030										
HB 643	2029	2128	2374	2384	2632	2857	2385, 2812	2857				2341, 2850, 2864, 2907
HB 644	2029	2128	2639	2645	2805	3241	2647, 4560	3241, 4561	4429	4560, 4561	4764(4813)	2126, 3058, 3249
HB 645	2029	2127										2228, 3173
HB 646	2029	2127										3817
HB 647	2029	2128										3430
HB 648	2030	2128	2374	2386	2632	3051	2388	3051	4481		4553(4565)	2353, 2904
HB 649	2030	2127	2997	3001	3141	3301		3301	4481		4553(4565)	2341, 3238, 3432, 5137
HB 650	2030	2128	3096	3104	3154	3757		3757	4861		4863(4864)	2859, 3451, 3805
HB 651	2030	2128										2228
HB 652	2121	2128	3354	3356	3423	4057	3360, 3432	4058	4585		4764(4813)	2346, 2815, 3056, 3980, 4065, 4075
HB 653	2121	2127	2626	2628	2805	3049	2629	3049				2346, 2348, 2850, 3147
HB 654	2122	2127	2798	2801	2849	3240	2803, 3055, 3148	3240	4879		4882(4882)	2605, 2911, 3047, 3249, 3450
HB 655	2122	2128										3238
HB 656	2127	2227	3235	3237	3296	3758	3589, 3719	3758				2605, 3713, 3805
HB 657	2127	2227	3451, 3594	3542	3712	3980	3725	3980	4585		4764(4813)	3379, 3430, 3548, 3713, 3984, 4085
HB 658	2127	2227	3451, 3594	3544	3712	3981	3814, 3816, 3985, 4735	3981	4585, 4763	4735, 4738, 4764		3379, 3430, 3548, 3713, 3984, 4764, 4786

Bill	Intro-	Re-	Re-	Readings			Sub or		Senate	Concur	Enrolled	Other
No.	duced	ferred	Ported	1st	2nd	3rd	Amend	Voting*	Message	Activities	(Del. to Gov.)	Action
HB 659	2127	2227	2374	2388	2632	2805	2487, 4812, 5161	2805, 5164	4585, 4939, 5161	4812, 4941, 5161, 5164	5165	2353, 2632, 2662, 2813, 4940, 5023, 5141
HB 660	2127	2227										2859, 2911, 3249
HB 661	2127	2227	3392	3396	3548	4060	3399	4060	4789			3242, 3980, 4064, 4085
HB 662	2191	2227	3216	3229	3296	4056	3231, 3372, 5029	4057, 5030	4984	5029, 5030	5093(5093)	3172, 3820
HB 663	2191	2227										
HB 664	2191	2227										
HB 665	2191	2227										
HB 666	2191	2227										
HB 667	2191	2227										2224, 2605, 2815, 3056
HB 668	2191	2227	3004	3004	3141	4078	3010, 3373, 3810, 3811, 4069	4078				2626, 3238, 4065, 4084, 4085, 4464
HB 669	2191	2227										
HB 670	2227	2347										
HB 671	2340	2347	2915	2915	3141	3301	2916	3301	4585		4764(4813)	2650, 2858, 3238, 3432, 5137
HB 672	2340	2347	2878	2880	3047	3298		3298				2853, 3160, 3377, 3432, 5137
HB 673	2340	2347	2670	2670	2849	3297		3297				2605, 3047, 3238, 3371, 3432, 5137
HB 674	2341	2347										2859, 2911, 3371
HB 675	2341	2347										2810, 4062
HB 676	2341	2347	3004	3016	3141							2626, 3141
HB 677	2341	2347					2360					2346, 2361, 2606, 2623, 4083, 4317
HB 678	2341	2347										2623, 3056, 3151
HB 679	2341	2347	3096	3104	3154	3427	3106	3427	4585		4764(4813)	2859, 3056, 3296, 3432, 3589, 3984
HB 680	2341	2347	3392	3400	3548	4136		4136				2639, 4077, 5137
HB 681	2347	2363	3252	3252	3423	3760		3760	4880			2639, 3713, 3805, 4065
HB 682	2347	2363	2798	2803	2849							2605, 3151, 3154, 4177
HB 683	2347	2363										
HB 684	2352	2363	2919	2983	3141	3715		3715	4879		4882(4882)	2639, 3296, 3719

Bill	Intro-	Re-	Re-	Readings			Sub or		Senate	Concur	Enrolled	Other
No.	duced	ferred	Ported	1st	2nd	3rd	Amend	Voting*	Message	Activities	(Del. to Gov.)	Action
HB 685	2352	2363	3117	3119	3154	3757	3120, 3121, 3157, 3177, 3722, 3726	3758				2906, 3451, 3805
HB 686	2352	2363	3252	3252	3423	3760		3760				3157, 3713, 3805
HB 687	2363	2626										
HB 688	2363	2626	3354	3364	3423	4135	3365, 3719	4135	4861		4863(4864)	2623, 2815, 3989, 5137
HB 689	2363	2626										3729
HB 690	2363	2626										2859
HB 691	2363	2626										
HB 692	2363	2626										
HB 693	2605	2626	3058	3062	3154	3302	3064	3302				2906, 3228, 3371, 5137
HB 694	2605	2626										3242
HB 695	2605	2626										2853
HB 696	2605	2626										3719
HB 697	2605	2626										2906
HB 698	2605	2626	2997	3003	3141							2859, 3379, 4177
HB 699	2605	2626										3249
HB 700	2605	2626										
HB 701	2605	2626	3379	3379	3548	4079	3384	4079				2859, 3980, 4084, 4085, 4464
HB 702	2605	2626	3096	3107	3154	3716	3108	3716				2810, 3451
HB 703	2605	2626	3086	3095	3154	3427		3428				2906, 3154, 3296, 3984
HB 704	2605	2626										3056
HB 705	2605	2626	2878	2878	3047	3298	2908, 3157, 3249	3298	4879		4882(4882)	2810, 3160, 3432, 5137
HB 706	2605	2626										2662, 3056
HB 707	2605	2626	3772	3773	3980	4080	3780, 3985	4080	5121		5132(5137)	2852, 3980, 4464
HB 708	2625	2670	3422	3422	3548	4060	3423	4060				3052, 3151, 3172, 3242, 3249, 3450, 3980, 4084
HB 709	2625	2670										2906, 3770
HB 710	2625	2670										
HB 711	2625	2670										
HB 712	2625	2670										
HB 713	2625	2670										
HB 714	2626	2670	2900	2902	3047	4053	3985	4053				2662, 2810, 3238, 4065
HB 715	2638	2670	2892	2892	3047	3299		3299	4879		4882(4882)	2662, 2852, 3160, 3372, 3432, 5137
HB 716	2638	2670										
HB 717	2638	2670	3199	3199	3296							3144, 3713

Bill	Intro-	Re-	Re-	Readings			Sub or		Senate	Concur	Enrolled	Other
No.	duced	ferred	Ported	1st	2nd	3rd	Amend	Voting*	Message	Activities	(Del. to Gov.)	Action
HB 718	2638	2670										
HB 719	2638	2670										3719
HB 720	2638	2670	2878	2880	3047	3299		3299	4879		4882(4882)	2853, 2911, 3160, 3432, 5137
HB 721	2638	2670	3292	3292	3423	4080	3293	4081				2859, 3249, 3989, 4091, 4444, 4464
HB 722	2670	2815										
HB 723	2670	2815	3199	3204	3296	3429		3429	4879		4882(4882)	3144, 3296
HB 724	2670	2815										
HB 725	2670	2815										3177
HB 726	2809	2815										
HB 727	2809	2815	2900	2903	3047	3240		3240				2852, 3047, 3245
HB 728	2809	2815	3199	3205	3296	3429		3430	4077		4078(4080)	3144, 3296
HB 729	2809	2815	3392	3401	3548	4136		4136	4984		4996(4996)	3173, 4077, 4140, 4437, 4464, 5137
HB 730	2809	2815	2882	2884	3047	3171	2885	3171				2852, 3047, 3245
HB 731	2809	2815	3058	3066	3154	3428	3068	3428				2859, 3296, 3589
HB 732	2809	2815	3737	3737	3980		3739					2852, 4133
HB 733	2809	2815	4373	4373	4429	4553	4374, 4438, 4466	4553				4357, 4430, 4565
HB 734	2815	2855	3950	3959	4053	4082		4082				3587, 4053, 4464
HB 735	2815	2855										
HB 736	2852	2855	3392	3402	3548	4060	3247	4060	4789		4794(4813)	3173, 3980
HB 737	2852	2855	3284	3286	3423	3717	3286	3718	4585		4764(4813)	3144, 3450, 3548, 4091, 4444, 4480, 4786
HB 738	2852	2855	3849	3849	4053							3052, 4053, 4177
HB 739	2852	2855	3392	3402	3548	4060		4060	4879		4882(4882)	2875, 3173, 3980, 4064, 4075
HB 740	2852	2855										
HB 741	2852	2855										3242
HB 742	2855	2877	3392	3402	3548		3404					3242, 3980, 4177
HB 743	2855	2877	3303	3303	3423		3327					3151, 3154, 3989, 4062
HB 744	2855	2877	3749	3749	3980		3750					3718, 4053
HB 745	2858	2877	3181	3181	3296	4057	3182	4057	4861		4863(4864)	3052, 3820
HB 746	2858	2877	3731	3732	3980	4062	3732	4062				3430, 3980
HB 747	2859	2877	3820	3820	4053	4136	3822, 4091	4136				3157, 3177, 4053, 4437, 5137

Bill	Intro-	Re-	Re-	Readings			Sub or		Senate	Concur	Enrolled	Other
No.	duced	ferred	Ported	1st	2nd	3rd	Amend	Voting*	Message	Activities	(Del. to Gov.)	Action
HB 748	2859	2877	3787	3787	3980		3788, 3985, 4066					3144, 4078, 4177
HB 749	2859	2877	3199	3206	3296	3758	4984	3758, 4984	4880	4984	4996(4996)	3144, 3249, 3713, 3805
HB 750	2859	2877										
HB 751	2859	2877										3154
HB 752	2859	2877										
HB 753	2859	2877										
HB 754	2859	2877										
HB 755	2859	2877	3252	3253	3423	3717	3373	3717	4879		4882(4882)	3151, 3157, 3548
HB 756	2859	2877										2911
HB 757	2859	2877	3292	3293	3423	4081		4081				3173, 3249, 3989, 4183, 4464
HB 758	2859	2877										3173
HB 759	2859	2877	3199	3206	3296	3759	3208	3759				3144, 3713, 3805
HB 760	2859	2877										
HB 761	2859	2877										
HB 762	2859	2877										
HB 763	2877	2914	3749	3751	3980	4081	3752	4081				3173, 4053, 4092, 4464
HB 764	2877	2914										
HB 765	2877	2914										3587
HB 766	2905	2914										3143, 3450
HB 767	2905	2914										
HB 768	2905	2914	3905, 4093	3905	4053	4883	3986, 3987, 4093, 4150, 4151, 4184, 4185, 4186, 4188, 4238, 4314, 4315, 4316, 4375, 4376, 4415, 4420, 4421, 4422, 4423, 4424, 4425, 4426, 4439, 4465, 4466, 4474, 4475, 4565, 4567, 4568, 4768, 4779, 4780, 4819, 4823					3173, 4053, 4133, 4871, 4911
HB 769	2905	2914	3731, 4177	3732	3980	4360		4360				3151, 3430, 4053, 4137, 4300, 4427
HB 770	2905	2914										
HB 771	2905	2914										3144
HB 772	2905	2914										
HB 773	2905	2914										

Bill	Intro-	Re-	Re-	Readings			Sub or		Senate	Concur	Enrolled	Other
No.	duced	ferred	Ported	1st	2nd	3rd	Amend	Voting*	Message	Activities	(Del. to Gov.)	Action
HB 774	2905	2914										
HB 775	2905	2914	3199	3209	3296	3759		3759				3144, 3713, 3805, 4065
HB 776	2905	2914										3151, 3173, 4565
HB 777	2906	2914	3407	3414	3548	4079		4079				3051, 3242, 3450, 3980, 4084, 4085, 4464
HB 778	2906	2914										
HB 779	2906	2914	4008	4009	4077							3173, 4133
HB 780	2906	2914										
HB 781	2906	2914	3950, 4177	3965	4053	4361	3968, 4177, 4314	4361	4879		4882(4882)	3587, 4053, 4137, 4300
HB 782	2914	3057	3737	3739	3980							3587, 4133
HB 783	2914	3057										3173
HB 784	2914	3057										3587
HB 785	2914	3057										3238
HB 786	2914	3057										3238
HB 787	2914	3057										
HB 788	3051	3057										
HB 789	3051	3057										3177, 3249, 3450, 4092
HB 790	3051	3057										
HB 791	3051	3057										3379
HB 792	3051	3057	3181	3182	3296	3759	3372	3759	5121		5132(5137)	3172, 3713, 3805, 4065
HB 793	3051	3057										3172
HB 794	3051	3057										
HB 795	3051	3057	3731	3733	3980							3430, 4133
HB 796	3051	3057										
HB 797	3051	3057										
HB 798	3051	3057	3849	3849	4053	4082	3851	4082				3172, 4053, 4464
HB 799	3144	3153										3593
HB 800	3144	3153										
HB 801	3144	3153	3787	3788	3980	4081	3788, 3790, 3986, 4984	4081, 4991	4880	4984, 4991	4996(4996)	3157, 3730, 4053, 4464
HB 802	3144	3153										3157
HB 803	3144	3153										3587
HB 804	3144	3153	3303	3351	3423	4135	3447	4135				3172, 3173, 3989, 5137
HB 805	3144	3153	3950	3972	4053		3973, 3975					3587, 3987, 4133
HB 806	3144	3153										
HB 807	3144	3153										3172, 3173
HB 808	3144	3153										3172, 3173
HB 809	3144	3153	3181	3196	3296	3759	3198, 3245, 4896	3759, 4896	4789	4896	4939(4940)	3172, 3713, 3805, 4065

Bill	Intro-	Re-	Re-	Readings			Sub or		Senate	Concur	Enrolled	Other
No.	duced	ferred	Ported	1st	2nd	3rd	Amend	Voting*	Message	Activities	(Del. to Gov.)	Action
HB 810	3144	3153	3420	3420	3548	4060		4061	4879		4882(4882)	3156, 3980
HB 811	3144	3153	3950	3975	4053	4082	3977	4082				3158, 3238, 4053, 4084, 4183, 4464
HB 812	3153	3160	3772	3780	3980	4135	4088, 4089	4135	4879		4882(4882)	3718, 4053, 5137
HB 813	3153	3160										
HB 814	3156	3160										3238
HB 815	3156	3160										3238
HB 816	3156	3160										
HB 817	3156	3160										
HB 818	3156	3160										
HB 819	3156	3160	3990	3990	4077		3992, 3994, 4085, 4780					3177, 3249, 3718, 3719, 3987, 4078, 4092, 4151, 4317, 4911
HB 820	3156	3160										
HB 821	3156	3160	3292	3294	3423	4058	3296, 5030	4058, 5122	4880, 5121	5030, 5122	5139(5158)	3238, 3242, 3592, 3980, 4065, 5111, 5121
HB 822	3156	3160										3238
HB 823	3156	3160										
HB 824	3156	3160										
HB 825	3156	3160	4249	4249	4356		4263, 4415, 4418, 4424, 4479, 4924					3718, 4790
HB 826	3156	3160										
HB 827	3156	3160										3172, 3173
HB 828	3156	3160										
HB 829	3156	3160	3252	3254	3423	3760		3760	4585		4764(4813)	3172, 3173, 3713, 3805
HB 830	3159	3180										
HB 831	3159	3180					4189					3250
HB 832	3159	3180	3737	3740	3980		3746					3587, 4133
HB 833	3159	3180										
HB 834	3159	3180										
HB 835	3159	3180										
HB 836	3159	3180										
HB 837	3159	3180										
HB 838	3159	3180	4008	4009	4077	4461	4016, 4415, 4474	4461				3771, 4133, 4308, 4464
HB 839	3159	3180	4008	4023	4077	4137	4024, 4026	4137				3250, 3719, 4078, 4140, 4151, 5137
HB 840	3172	3180	4333	4333	4429							4093, 4137, 4862, 4911
HB 841	3172	3180	4041	4041	4077		4041					3177, 3587, 4133

Bill	Intro-	Re-	Re-	Readings			Sub or		Senate	Concur	Enrolled	Other
No.	duced	ferred	Ported	1st	2nd	3rd	Amend	Voting*	Message	Activities	(Del. to Gov.)	Action
HB 842	3172	3180	3731	3733	3980	4169	3735, 3811	4169				3430, 4133, 4183
HB 843	3172	3180										
HB 844	3172	3180										
HB 845	3172	3180										3719
HB 846	3172	3180	3704	3704	3756	4061	3708, 3727, 5026	4061, 5122	4880, 5121	5026, 5029, 5122	5139(5158)	3242, 3250, 3980, 4064, 4075, 5111, 5121, 5199
HB 847	3172	3180										3250, 3430
HB 848	3172	3180										3450
HB 849	3172	3180										
HB 850	3172	3180										
HB 851	3172	3180	3737	3748	3980		4065					3587, 4133
HB 852	3172	3180	4008	4026	4077	4176		4176	4866		4882(4882)	3719, 4078
HB 853	3172	3180										
HB 854	3172	3180	4008	4030	4077	4169	4033, 4068	4169				3719, 4133
HB 855	3172	3180	4043	4043	4077	4168	4044, 4141	4168	4879		4882(4882)	3430, 4078, 4183
HB 856	3172	3180										3587
HB 857	3172	3180	3787	3790	3980	4081	4085	4081	4879		4882(4882)	3379, 3987, 4053, 4464
HB 858	3172	3180										3430
HB 859	3172	3180										3719
HB 860	3172	3180										
HB 861	3172	3180										
HB 862	3172	3180										3371
HB 863	3172	3180										3587
HB 864	3172	3180	4249	4280	4356		4283					3718, 4790
HB 865	3173	3180										4083
HB 866	3173	3180										
HB 867	3173	3180	3997	3997	4077	4137	4001, 4183	4137, 4170				3771, 4078, 4164, 4169, 5137
HB 868	3173	3180										
HB 869	3173	3180										
HB 870	3173	3180										
HB 871	3173	3180										
HB 872	3173	3180										3430
HB 873	3173	3180	3820	3823	4053	4082	3827, 3832, 3985	4083				3587, 4053, 4183, 4464
HB 874	3173	3180										3430, 3592, 3730
HB 875	3173	3180										

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Bill No.	Introduced	Referred	Reported	Readings			Sub or Amend	Voting*	Senate Message	Concur Activities	Enrolled (Del. to Gov.)	Other Action
				1st	2nd	3rd						
HR 1	2							2				
HR 2	2							2				
HJR 3	8	10	463	465	516	1008	949	1008	3153		3155(3159)	46, 232, 264, 516, 1023, 4183
HJR 4	8	10	463	465	516	785	466	785	4861		4863(4864)	264, 516, 787, 950, 1023
HJR 5	8	10	463	467	516	785		785	4861		4863(4864)	264, 516, 787, 1023
HJR 6	8	10										
HCR 7	8	9	404	440	516	1008	441	1008				230, 516, 1023
HR 8	8	10						45				
HJR 9	8	10	463	468	516	1082		1082	3153		3155(3159)	264, 516, 1088
HCR 10	8	9	471	471	516	785		785	3153		3155(3159)	60, 232, 401, 516, 1023, 4580
HR 11	8	10										
HCR 12	8	10	1322	1322	1453	1649		1650	3153		3155(3159)	521, 950, 1453, 1655, 1659, 1665, 1731
HCR 13	8	10	249	253	397	472	4893	472, 4893	4481	4893	4939(4940)	230, 231, 397, 787
HR 14	8	10						11				
HR 15	8	10						4914				
HR 16	8	10						519				
HJR 17	8	9										3371
HCR 18	8	10										216, 4062
HCR 19	8	10	707	766	1006	1084		1084	2347		2350(2351)	404, 1006, 1092, 1260
HJR 20	9	18	1323	1332	1453	1650		1650				216, 1453
HR 21	9	18						2863				
HR 22	2							2				
HCR 23	9	18	707	766	1006	1454		1454				48, 216, 1006, 1639, 1653
HJR 24	9	18	1983	1989	2000	2015	2009, 2010	2015				183, 217, 2000, 2123
HJR 25	9	17	2128	2130	2338	3142		3142	4879		4882(4882)	1982, 2600, 3174
HCR 26	11	18	1037	1062	1120	1282	1063, 1259	1283				364, 1120, 1459
HR 27	11							11				
HR 28	11	18										
HCR 29	11	18										14, 1404
HJR 30	11	18	1857	1858	1979	2003		2003				1729, 1979, 2123
HCR 31	14	18	2039	2041	2189	2601		2601				1404, 1729, 2339, 2623, 2633
HR 32	14	18	4482	4483	4617	4793		4793				401, 4373, 4562, 4617, 4819
HR 33	14	18						4064				
HR 34	14	18						4139				
HJR 35	46	51	463	469	516	785	469	786				264, 516, 1023
HCR 36	46	51										

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Bill	Intro-	Re-	Re-	Readings			Sub or		Senate	Concur	Enrolled	Other
No.	duced	ferred	ported	1st	2nd	3rd	Amend	Voting*	Message	Activities	(Del. to Gov.)	Action
HJR 37	46	51	463	470	516	786		786				264, 514, 516, 1023
HCR 38	47	51	1352	1365	1453	1980		1980				209, 364, 1725
HJR 39	215	230	463	470	516	1083		1083				264, 516
HR 40	215	230						1010				
HR 41	215							218				
HCR 42	217	230	1709	1724	1859	1982		1982				1030, 1859
HCR 43	230	233	1929	1953	2000	2015		2015				362, 1252, 1729, 2000, 2027, 2123, 3817
HR 44	230	234										401, 1639
HR 45	231	234						474				514
HJR 46	231	234	1064	1066	1120	1283		1283				787, 1120, 1459
HR 47	233	363						472				
HR 48	233	363						3423				3432, 3450, 3589
HCR 49	264	363	953	984	1082	1248		1248				521, 1082, 1258
HR 50	398							399				
HR 51	398	404						473				
HCR 52	398	404	2128	2131	2338	2349		2349	4789		4794(4813)	1645, 2339, 2606, 2864, 3372, 5137
HCR 53	398	404	2128	2131	2338	2350		2350	4789		4794(4813)	1645, 2339, 2606, 2864, 3372, 5137
HCR 54	398	404	2128	2131	2338	2350		2350	4789		4794(4813)	1645, 2339, 2606, 2864, 3372, 5137
HCR 55	398	404	2128	2132	2338	2350		2350	4879		4882(4882)	1645, 2339, 2358, 2606, 2864, 3372, 5137
HCR 56	398	404	2626	2629	2805	3049		3049	4319		4358(4438)	1645, 2850, 3147
HCR 57	398	404	2128	2132	2338	2350		2350	4789		4794(4813)	1645, 2339, 2606, 2864, 3372, 5137
HCR 58	398	404	2128	2132	2338	2350		2351	4861		4863(4864)	1645, 2339, 2606, 2864, 3372, 5137
HCR 59	398	404	2128	2133	2338	2351		2351	4861		4863(4864)	1645, 2339, 2606, 2650, 2864, 3372, 5137
HR 60	398							399				
HJR 61	398	404	3354	3365	3423	4053		4054				1651, 3713
HCR 62	398	404	1709	1725	1859	1981		1981	4861		4863(4864)	1030, 1859
HCR 63	398	404	1323	1333	1453	1650		1650	4861		4863(4864)	1030, 1453
HCR 64	398	404	1983	1990	2000	2020		2020	4861		4863(4864)	521, 2000
HCR 65	398	404	1983	1990	2000	2020		2020	4319		4358(4438)	521, 2000, 2022, 2027
HCR 66	399	404	1983	1991	2000	2021		2021	4861		4863(4864)	521, 2000
HR 67	404	515						518				

Bill No.	Introduced	Referred	Reported	Readings			Sub or Amend	Voting*	Senate Message	Concur Activities	Enrolled (Del. to Gov.)	Other Action
				1st	2nd	3rd						
HR 68	404	515						5084				
HCR 69	404	515	2128	2133	2338	2808	2134	2808				1249, 2600
HCR 70	475	515	1700	1707	1859	1981		1981	3057		3141(3142)	787, 1859
HCR 71	475	515	1700	1707	1859	1981		1981	3057		3141(3142)	787, 1859
HCR 72	475	515	1700	1707	1859	1981		1982	3451		3549(3589)	787, 1859
HR 73	475	515										520, 952
HR 74	515							520				
HR 75	515	582						1254				
HR 76	517							517				
HJR 77	786	952	1443	1451	1645	1663	4307, 4308	1663, 4308	3451	4307, 4308	4358(4438)	1288, 1367, 1646, 1665, 4437
HR 78	786	952						1009				
HJR 79	786	952	1443	1452	1645	1663		1663				1288, 1367, 1646, 1665
HR 80	786	952						1087				
HJR 81	952	1029										1288, 1367, 2906, 3147
HR 82	952	1029						2666				
HR 83	1009							1010				
HR 84	1009	1029						1086				
HJR 85	1085	1093	1443	1452	1645	1664		1664				1288, 1367, 1646, 1665
HJR 86	1249	1253	2206	2221	2338	2637		2637				1651, 2600
HJR 87	1257	1261	3451, 3594	3546	3712	3983		3983				3379, 3430, 3548, 3713
HR 88	1257							1257				
HR 89	1257	1261						1458				
HR 90	1261	1288						1646				
HR 91	1262	1288						1402				
HJR 92	1288	1406	3117	3121	3154	3300		3300	4879		4882(4882)	2906, 3160, 5137
HJR 93	1288	1406	2630	2630	2805	4432		4432				2000, 2850, 4437, 4565
HJR 94	1288	1405	2261	2262	2348	3050		3050				2030, 2855, 3147
HCR 95	1288	1405	1983	1991	2000	2021		2021				1651, 2000, 2022, 2027
HCR 96	1367	1405										
HR 97	1367	1406						5085				
HR 98	1367	1406						1638				
HR 99	1367							1368				
HR 100	1367							1368				
HR 101	1405							1457				
HJR 102	1405	1645	1966	1969	2000	2021		2021				1671, 2000
HR 103	1457	1645						1730				
HCR 104	1627	1645	2261	2262	2348	2638		2638	4481		4553(4565)	2030, 2600
HR 105	1627	1645						1651				
HR 106	1651	1658						1658				
HR 107	1651	1657	2042	2078	2189	2601		2601				1983, 2339, 2633
HR 108	1652							1652				

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No.	duced	ferred	ported	1st	2nd	3rd	Amend	Voting*	Message	Activities	(Del. to Gov.)	Action
HCR 109	1664	1671	2042	2079	2189	2351	2079	2351				1983, 2126, 2339, 2361, 2606, 2650, 2864, 5137
HR 110	1664	1671						1669				
HJR 111	1671	1736										1983, 2810
HR 112	1670							1670				
HCR 113	1671	1736										
HR 114	1671							1730				
HR 115	1735							1735				
HR 116	1914							1992				
HR 117	1982							1992				
HR 118	1982	2000						5086				
HR 119	1999							2005				
HR 120	1999							2004				
HR 121	1999							2004				
HJR 122	1999	2013	3407	3416	3548	4061		4061	4585		4764(4813)	3242, 3980
HCR 123	2003	2013										2853, 2858, 3430
HJR 124	2013	2030										
HCR 125	2021	2030	2915	2917	3141	3301		3301	4879		4882(4882)	2027, 2626, 3238, 5137
HR 126	2030	2128										
HCR 127	2030	2127										
HR 128	2030	2128						2221				
HCR 129	2122	2128	3407	3417	3548	4061		4061				3242, 3980, 4075, 4151
HCR 130	2122	2128	4155	4155	4298	4360		4360				4083, 4300, 4375, 4427
HR 131	2122	2128						2650				
HCR 132	2127	2227	3787	3791	3980	4135	3792	4135	4984		4996(4996)	3379, 4053, 5137
HJR 133	2127	2227	3451, 3594	3547	3712	3981		3981				3379, 3430, 3548, 3713
HJR 134	2127	2227	3451, 3594	3547	3712	3981		3981				3379, 3430, 3548, 3713, 3984, 4437
HR 135	2127							2222				4239
HCR 136	2127	2227	3379	3386	3548		3387, 3388, 3810, 4066					2859, 3450, 3980, 4177
HR 137	2191	2227										
HCR 138	2191	2227	2630	2631	2805	2858		2858				2605, 2850, 2875, 2907
HJR 139	2191	2227										
HJR 140	2191	2227	3117	3122	3154	3302		3302				2906, 3238, 3371, 5137
HR 141	2352							2353				2358, 5137
HR 142	2353							2353				5137
HR 143	2355							2355				
HR 144	2355							2356				
HR 145	2355							2356				
HR 146	2355							2357				

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HCR 147	2363	2626	3136	3136	3154	3302		3302				2638, 3238, 3372, 3589, 5137
HJR 148	2363	2626	3058	3070	3154	3428	3071	3428	4879		4882(4882)	2816, 3296
HCR 149	2605	2626										3173
HR 150	2605	2626						2667				
HCR 151	2605	2626										2638, 2853
HR 152	2626	2670						2668				3142
HCR 153	2638	2670										
HCR 154	2638	2670										
HR 155	2638	2670						4063				
HR 156	2638	2670						2669				
HJR 157	2638	2670	3117	3122	3154	3302	3122	3303				2906, 3238, 5137
HCR 158	2638	2670	3216	3235	3296	3758		3758				2852, 3548, 3805
HCR 159	2638	2670	3136	3136	3154	3428	3137, 3138	3428				2854, 2859, 3296, 3432, 3450
HJR 160	2638	2670	3252	3255	3423	3760		3761				3157, 3713, 3805
HCR 161	2670	2815	3997	4005	4077	4301	4066, 4067	4301				2911, 3730, 3771, 3817, 3987, 4078, 4092, 4313, 4317, 4444, 4878
HCR 162	2670	2815	2878	2880	3047	3241		3241				2860, 3141, 3245
HR 163	2668							2668				
HR 164	2670							2810				
HR 165	2670							2810				
HJR 166	2670	2815										
HJR 167	2670	2815	3117	3123	3154	3428		3429				2906, 3296
HJR 168	2670	2815	3117	3123	3154	3429		3429				2906, 3296
HJR 169	2809	2815	3117	3124	3154	3429		3429				2906, 3296
HJR 170	2809	2815	3407	3417	3548	4134		4134				3242, 3980, 5137
HR 171	2809	2815						2861				
HR 172	2808							2808				
HR 173	2809							2906				
HR 174	2809	2815										
HJR 175	2815	2855										3151
HR 176	2815	2855						2861				
HCR 177	2852	2855	3252	3256	3423	4058	3256	4058				3157, 3980, 4065
HJR 178	2852	2855	3407	3418	3548	4079		4079				3242, 3980, 4084, 4085
HR 179	2855							2860				

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No.	duced	ferred	ported	1st	2nd	3rd	Amend	Voting*	Message	Activities	(Del. to Gov.)	Action
HJR 180	2859	2877	3407	3418	3548	4134		4134				3242, 3980, 4084, 5137
HJR 181	2859	2877	3997	4005	4077	4168		4168				3771, 4078, 4183
HCR 182	2859	2877	3354	3366	3423	4058		4058				3154, 3980
HR 183	2859	2877						2862				
HCR 184	2859	2877	3199	3211	3296	3759	3212	3760				3051, 3144, 3713, 3805, 4065
HCR 185	2859	2877	3252	3257	3423	4058		4058				3157, 3250, 3980
HJR 186	2859	2877	3252	3257	3423	4058		4059				3157, 3980
HR 187	2859							2862				
HJR 188	2906	2914	3252	3258	3423	4059		4059	4861		4863(4864)	3157, 3980
HJR 189	2906	2914	3379	3389	3548	4167		4167				3173, 4077, 4183
HR 190	2906	2914						3053				
HJR 191	2906	2914	3749	3752	3980	4135		4136				3173, 4053, 5137
HCR 192	2906	2914	3392	3405	3548	4079	3247, 3406	4079				3173, 3980, 4084, 4085
HR 193	2906	2914						3146				2911
HR 194	2906	2914						3145				3151
HR 195	2914	3057						3244				
HR 196	2914	3057										3147
HCR 197	3051	3057										
HR 198	3051	3057						3146				
HCR 199	3051	3057	3420	3422	3548	4079		4079				3056, 3156, 3158, 3250, 3980, 4084, 4085, 4092
HR 200	3051	3057						3155				
HR 201	3051							3052				
HR 202	3057	3153						3243				
HR 203	3144	3153						3179				
HR 204	3144							3145				
HJR 205	3144	3153	3379	3389	3548	4167	3390, 3805	4167				3173, 4077, 4183
HR 206	3156	3160						3430				
HCR 207	3156	3160										
HR 208	3156	3160										
HR 209	3173	3180										
HJR 210	3173	3180	4043	4046	4077	4168	4046	4168	4879		4882(4882)	3430, 4078, 4183
HR 211	3173							3243				
HJR 212	3173	3180	3997	4006	4077	4168		4168				3771, 4078, 4183
HR 213	3160							3160				3177
HJR 214	3173	3180										3379, 3587
HJR 215	3173	3180										3587
HR 216	3173							3174				

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Bill No.	Introduced	Referred	Reported	Readings			Sub or Amend	Voting*	Senate Message	Concur Activities	Enrolled (Del. to Gov.)	Other Action
				1st	2nd	3rd						
HJR 217	3173	3180										
HCR 218	3180	3251	3787	3793	3980							3379, 4053, 4911
HR 219	3180							3244				
HCR 220	3242	3251										
HR 221	3242	3251										
HR 222	3303	3379						3431				
HR 223	3424							3424				3432, 3450
HR 224	3430	3451						3587				
HR 225	3587							3588				
HCR 226	3593	3731	4043	4047	4077	4169		4169				3770, 4133
HR 227	3593	3731						4912				
HR 228	3593	3731										
HR 229	3713							3713				3714
HR 230	3731							3803				
HR 231	3731							3804				
HR 232	3770	3820						3983				
HR 233	3820	3989						4063				
HR 234	3820	3989						4139				
HR 235	3820	3989						4299				
HR 236	3983	3989										
HR 237	4062	4077						4083				
HR 238	4062	4077						4138				
HCR 239	4062	4077	4333	4333	4429		4334					4093, 4137, 4862, 4911
HR 240	4062	4077						4182				
HR 241	4062	4077						4298				
HCR 242	4062	4077										
HR 243	4083	4093						4140				
HCR 244	4083	4093	4154	4154	4298	4360	5139, 5141	4360, 5140	5121	5139, 5140, 5141	5160(5165)	4137, 4151, 4300, 5160, 5199
HR 245	4137							4138				
HR 246	4177	4241						4309				
HR 247	4177	4241						4310				
HR 248	4308	4319						4356				
HR 249	4308							4311				
HR 250	4309							4309				
HR 251	4309	4319						4374				
HR 252	4311							4312				
HR 253	4373	4429						4436				
HR 254	4436							4436				
HR 255	4436	4448						4870				
HR 256	4448	4482						4464				
HR 257	4448	4482						4552				
HR 258	4463	4482						4564				
HR 259	4463	4482										
HR 260	4463	4482						4766				
HR 261	4463	4482						4913				
HR 262	4481							4481				

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Bill No.	Intro-duced	Re-ferred	Re-ported	Readings			Sub or Amend	Voting*	Senate Message	Concur Activities	Enrolled (Del. to Gov.)	Other Action
				1st	2nd	3rd						
HR 263	4562							4562				
HR 264	4562	4586						4584				
HR 265	4584							4584				
HR 266	4586	4789										
HR 267	4765	4789						4815				
HR 268	4765	4789						4787				
HR 269	4788							4788				
HR 270	4788							4788				
HR 271	4789							4817				
HR 272	4813							4816				
HR 273	4813							4816				
HR 274	4813							4817				
HR 275	4813	4861						4869				
HR 276	4861							4867				4878
HR 277	4867							4868				
HR 278	4867							4867				
HR 279	4880							4915				
HR 280	4881	4939						5089				
HR 281	4881							4911				
HR 282	4911							4913				
HCR 283	4910							4911				
HR 284	4911							4915				
HCR 285	4911	4939				5116		5117	5121		5132(5137)	5116, 5137
HCR 286	4911	4939				5117		5117	5121		5132(5137)	5116, 5137
HR 287	4911	4939						5089				
HR 288	4939							5087				
HR 289	4939							5087				
HR 290	4939							5084				
HR 291	5082							5082				
HR 292	5083							5083				
HR 293	4997							4997				
HR 294	5088							5088				
HR 295	5092							5092				
HR 296	5090							5090				
HR 297	5090							5091				
HR 298	5095							5095				
HR 299	5096							5096				
HR 300	5097							5097				5137, 5199
HR 301	5096							5096				
HR 302	5157							5157				
HR 303	5098							5098				5137
HR 304	5156							5156				5199
HR 305	5158							5159				
HR 306	5135							5135				
HR 307	5138							5138				

Numbers refer to page of House Journal. The text of a bill is given on first reading.
*Voting modifications are listed after the roll call vote - Appendix C.

Bill	Senate	Re-	Re-	Readings			Sub or		Concur	Enrolled	Other
No.	Message	ferred	ported	1st	2nd	3rd	Amend	Voting*	Activities	(Del. to Gov.)	Action
SB 1	3423	3451									4062
SB 2	1262	1671	3058	3071	3154	5161	3079, 3174, 3374, 3375, 3447, 3720, 3727, 3729, 4086, 4148, 4186, 4467, 4471, 4574, 4576	5161			2859, 3451
SB 4	1010	1029	2228	2258	2348	3425	2343, 2614	3425		4357	2003, 2855, 3432, 3984
SB 7	2625	2670	3117	3124	3154	3716		3716		3757	2906, 3451
SB 11	515	581	4333	4336	4429	4555	4336	4555		4940	3989, 4460
SB 13	3057, 4880	3153	4043	4047	4077	4431	4048, 4420, 5103	4431, 5104	4992, 4996, 5103, 5104	5121	3242, 4300, 4437, 4565, 4994, 4996, 5102, 5121, 5137
SB 14	1736	1914	2900	2903	3047	3715		4300		4357	2810, 3251, 4313
SB 17											
SB 18	2849	2855	3117	3125	3154	3715		3715		3757	2906, 3296
SB 25	515	581	3354, 4177	3366	3423	4863	3368, 4850	4863		4940	2000, 3713, 4083, 4300, 4871, 4916
SB 26	1010	1029	2639	2647	2805	3425	2648, 3148	3426		4357	2000, 3058, 3432, 3984
SB 31	2127	2227									
SB 33	1999, 4882	2013	4499	4499	4617	4862	4510, 4527, 4767, 4823	4862	4992, 4995		4062, 4562, 4617, 4871, 4994, 4996
SB 36	3153	3160	3997	4006	4077	4359		4359		4447	3771, 4300
SB 38	3451	3593	3864, 4483	3864	4053	4739	4567	4739		4792	3731, 3770, 4078, 4463, 4552, 4766
SB 41	3153	3160	3864	3880	4053	4431	4085, 4141, 4185	4431		4940	3379, 4319, 4437, 4438, 4565
SB 45	1736	1914	2374	2587	2632	2807	2651	2807		3297	2341, 2632
SB 54	1010	1029	1674	1699	1859	1982		1982		2000	1651, 1859, 1993, 2358
SB 55	229	233	4156	4156	4298	4738	4158, 4160, 4422	4738		4940	4093, 4137, 4460, 4766
SB 56	229	233	3749	3753	3980						2859, 4241, 4911
SB 59	1093	1253	3772	3781	3980	4430		4554		4617	3718, 4241, 4565
SB 61	1093	1253	2374	2589	2632	3425		3425		3548	2341, 2914, 3432, 3984
SB 65	1121	1253									
SB 66	783	952	4008	4033	4077	4462	4037	4462		4882	2859, 4429
SB 68	951	1029	2192	2200	2338						1736, 2815, 3051
SB 69	1010	1029									
SB 70	1645	1657	2639	2649	2805	3714		3714		3757	2000, 3058, 3719, 4084
SB 73	4429	4448									

Bill No.	Senate Message	Referred	Reported	Readings			Sub or Amend	Voting*	Concur Activities	Enrolled (Del. to Gov.)	Other Action
				1st	2nd	3rd					
SB 74	1093	1253	2919	2985	3141	3716	2987, 3148, 3446, 3590	3716		4357	2348, 3379
SB 80	3057	3153	4612	4612	4792	4910	4613	5030		5139	4154, 4867
SB 86	1093	1253	3136	3138	3154	4300		4300		4357	2022, 3451, 4313
SB 88	3057	3153									
SB 89	1262	1671	2228	2259	2348	4054		4055		4078	2003, 2855
SB 90	1262	1671	2670	2671	2849	3714	2680	3714		4357	2605, 3154, 3719, 4085
SB 91	4429	4448	4790	4790	4862	5102		5102		5121	4563, 4867, 5121, 5136, 5137
SB 94	1645	1657									
SB 97	3251	3379	3950	3979	4053		4188				3587, 4300
SB 99	3057	3153	4241	4241	4356		4243				3587, 4790
SB 100	2665	2815	4352	4352	4429	4739	4375, 4565, 4566	4795		4864	3173, 4552, 4794
SB 101	2913	3057	4008	4039	4077	4359	4090, 4091	4359			3719, 4300
SB 102	2849	2855									4177
SB 107	2347	2363	3117	3126	3154	4165	3130	4165		5160	2906, 3451, 4183
SB 109	2665	2815									4430
SB 111	3057	3153	4286	4286	4356						3587, 4790, 4911
SB 112	2347	2363	3096	3108	3154	4165		4165		4300	2859, 3451, 4183
SB 113	3251	3379	3990	3994	4077	4359		4359		4447	3719, 4300
SB 115	1913	1999									
SB 116	1913	2000	2915	2917	3141	3549		3549		3713	2905, 3379
SB 117	1999	2013	2630	2632	2805	3714	3158	3714		4357	2341, 3058
SB 119	1736	1914									3719, 4154
SB 120	4585	4789	4814	4814	4862	4940	4814, 4850	5133		5160	4867
SB 121	2347	2363	3787	3793	3980	4430		4430		4461	3379, 4241, 4437, 4565
SB 123	3593, 5165	3731	4289	4290	4356	4793	4290, 4297, 4439, 4466, 4474, 4823, 4827, 4938	4793, 4866, 4941			4083, 4357, 4818, 4866, 4867, 4916, 4940, 5121
SB 124	4585	4789									
SB 125	1262	1671	2670, 3756	2689	2849	4302	2689	4302		4882	2605, 3154, 3426, 4154, 4437
SB 126	3819	3989	4352	4352	4429	4793	4783, 4785	4793		4864	4308, 4617, 4819
SB 128	2347	2363	3086	3095	3154	4166	3096	4166		4617	3051, 3451, 4183, 4437
SB 129	2347	2363									
SB 130	3057	3153	4156	4160	4298	4360	4314	4361		4447	4062, 4300
SB 131	2227	2347	2919	2993	3141	3549		3550		3713	2853, 3379
SB 132	2625	2670	3252, 4177	3258	3423		3270, 4180, 4769, 4819, 4824, 4825, 4827, 4829, 4931, 4935, 4936				2853, 3713, 4083, 4300, 4911
SB 133	3057	3153	3772	3782	3980	4358		4358		4447	3718, 4241, 4375
SB 134	2347	2363	4041	4042	4077	4359		4360		4447	3587, 4300
SB 136	2127	2227									
SB 138	2347	2363	3772	3783	3980	4358	3785	4358		4882	3718, 4241, 4375

Bill	Senate	Re-	Re-	Readings			Sub or		Concur	Enrolled	Other
No.	Message	ferred	ported	1st	2nd	3rd	Amend	Voting*	Activities	(Del. to Gov.)	Action
SB 139	2913	3057	3905, 4605	3941	4053	4864	4067, 4069, 4185, 4188, 4479, 4605	4864		4940	3430, 4065, 4300, 4562, 4563, 4617, 4916
SB 141	2347	2363	3392	3406	3548	4301	3406, 3809	4301		4882	2859, 4065, 4077, 4313
SB 142	3423	3451	3990, 4790	3996	4077	4910	4790, 4792	4910		4996	3731, 4429, 4562, 4867, 4916
SB 143	1999, 4882	2013	3096	3112	3154	4308	4067, 4184	4308, 4992		5121	2859, 3451, 4313, 4437, 4992
SB 146	3153	3160	3864	3885	4053	4435		4435		4461	3379, 4319, 4565
SB 147	2227	2347	3252	3281	3423	4358	4313, 4314	4358		4565	2639, 3989, 4375
SB 149	2347	2363	2900	2903	3047	3715		3715		3757	2810, 3251, 3719
SB 150	3819	3989	4333	4336	4429		4339, 4418				4137, 4862, 4911
SB 151	2665	2815									
SB 152	3423	3451	3864, 4177	3900	4053	4432		4432		4461	3719, 4078, 4137, 4357, 4437, 4438
SB 153	2227	2347	3749	3753	3980	4432	3755	4432		4565	3252, 3303, 4241, 4565, 4871
SB 154	4077	4093									
SB 156	4077	4093	4499	4527	4617	4793		4794		4864	4373, 4617, 4818, 4819
SB 159	3057	3153	3820	3832	4053						3587, 4133
SB 163	4153	4241									
SB 164	2625	2670	4333	4343	4429	4554		4554		4617	3983, 4137, 4430, 4565
SB 165	4153	4241	4586	4586	4792		4873, 4874, 4876				4463
SB 166	3819	3989	4241	4245	4356	4462		4462		4565	4137, 4357
SB 167	3819	3989	4586	4594	4792						4137
SB 168	2625	2670	3820	3833	4053	4431	3839	4431		4940	2853, 4319, 4437, 4438, 4565
SB 169	2849	2855	3392	3406	3548		4823, 4916, 4924, 4936				3173, 4077
SB 170	2347	2363	3354	3370	3423	4301	3725	4301		4357	3052, 3989, 4313
SB 176	3057	3153	3284	3287	3423	4430		4430		4461	3173, 3989, 4437, 4565
SB 178	3423	3451	3772	3787	3980	4359		4359		4447	3718, 4241
SB 179	2913	3057	4043	4051	4077	4812		4813		4864	3242, 4429, 4818
SB 180	3251	3379	4354	4354	4429		4355, 4356, 4785, 4821				3719, 4862, 4911
SB 183	2347	2363									
SB 184	4241	4319	4450	4450	4552	4862	4454, 4460, 4827, 4829, 4831, 4850, 4853, 4854, 4856	4863		4940	4463, 4552, 4871
SB 185	3251	3379	3990	3996	4077	4360	3996	4360		4940	3719, 4300
SB 187	3451	3593	3864	3903	4053	4431		4431		4461	3731, 3770, 4319, 4437, 4565
SB 188	3423	3451									
SB 190	4241	4319									

Bill	Senate	Re-	Re-	Readings			Sub or		Concur	Enrolled	Other
No.	Message	ferred	ported	1st	2nd	3rd	Amend	Voting*	Activities	(Del. to Gov.)	Action
SB 192	3057	3153	3820	3846	4053	4461	4069, 4072	4461		4940	3587, 4319, 4464
SB 193	4077, 4941	4093	4484	4484	4617	4909	4490, 4499, 4769, 4782, 4819, 4827, 4829, 4931, 4936, 4937, 5118	4909, 5120	5082, 5117, 5118, 5120	5139	4463, 4617, 5093, 5110, 5117, 5121, 5136
SB 194	3251	3379									4083
SB 195	4077	4093	4289	4297	4356	4738		4738		4792	4176, 4357, 4766
SB 196	3423	3451	3990	3996	4077	4462	3985, 4089, 4150	4462		4565	3719, 4078
SB 197	3593	3731	4008	4040	4077	4462	4183, 4184, 4316, 4422	4463		4940	3983, 4300
SB 201	4241	4319									
SB 203	3451	3593	4156	4161	4298	4555	4162, 4317	4555		4940	3989, 4460, 4565
SB 207	4093	4154	4333	4343	4429	4553		4553		4617	4308, 4309, 4357, 4430, 4565
SB 210	3989	4077	4586	4604	4792	4941	4824, 5093	4941		4996	4482, 4562, 4911
SB 211	3423	3451	3820	3848	4053	4553	4069, 4072	4553		4617	3770, 3771, 4319, 4464, 4565
SB 216	3451	3593	4790	4790	4862						4563
SB 219	3989	4077	4333	4345	4429	4909	4936, 4937	4909		4940	4093, 4137, 4862, 5136
SB 220	3819	3989									4154
SB 221	4481	4586									
SB 222	4077	4093	4286	4287	4356	4739		4739		4792	4154, 4176, 4552, 4766
SB 223	4077	4093	4482	4483	4617						4373, 4562
SB 227	3989	4077	4286	4288	4356	4863	4289, 4424, 4438, 4475, 4476, 4477, 4478, 4823, 4824, 4828, 4829	4864		4940	4154, 4176, 4552, 4916
SB 229	4077	4093	4448	4448	4552	4739		4739		4792	4177, 4552, 4766
SB 230	3251	3379	3905	3948	4053	4431		4432		4461	3587, 4319, 4437, 4438, 4565
SB 231	3593	3731									4062
SB 232	4093	4154									
SB 234	4077, 4954	4093	4289	4297	4356	4738	4297, 4476	4738, 5133	5133	5158	4176, 4357, 4463, 4766, 5082
SB 236	4093	4154									
SB 238	3819	3989	4330	4330	4429	4910	4330, 4332, 4438, 4566, 4778, 4871, 4931	4910		4996	4154, 4862
SB 239	3451	3593	4181	4181	4298	4462		4462		4565	4083, 4430
SB 241	3593	3731									4137
SB 242	3251	3379	4352	4353	4429		4466				3719, 4430, 4562
SB 243	3819	3989	4241	4247	4356	4462	4247, 4465	4555		4940	4137, 4430
SB 246	4093	4154	4612	4613	4792		4614				4309
SB 248	4319	4429									
SB 254	3819	3989	4241	4246	4356		4874, 4876, 4927, 4931				4137, 4790, 4911

2002 Regular Session

Bill	Senate	Re-	Re-	Readings			Sub or		Concur	Enrolled	Other
No.	Message	ferred	ported	1st	2nd	3rd	Amend	Voting*	Activities	(Del. to Gov.)	Action
SB 255	3989	4077									
SB 257	4153	4241	4536	4536	4617	5158	4544, 4769, 4770, 4774, 4778, 4782, 4785, 4827, 4830, 4832, 4871, 5165, 5166, 5174, 5182, 5191	5158		5165	4562, 4996
SB 260	4093	4154									4309
SB 262	4093, 4952	4154	4612	4615	4792	4909	4616, 4859, 5110	4910, 5111	5082, 5102, 5110, 5111	5139	4309, 4867, 5093, 5102, 5110, 5137
SB 263	4093	4154									4309
SB 267	4319	4429	4499	4528	4617	4794		4794		4864	4448, 4463, 4617, 4813, 4818
SB 271	4093	4154	4499	4528	4617	4794	4529, 4774	4794		4882	4373, 4617, 4818
SB 273	4447	4482									4562, 4563
SB 280	4241	4319	4499	4532	4617		4534, 4776, 4819, 4830				4463
SB 285	4429	4448									
SB 286	4319	4429									
SB 289	4093	4154	4333	4346	4429	4792	4348, 4475	4792		4940	4176, 4308, 4309, 4552, 4819
SB 291	4093	4154	4612	4616	4792						4309
SB 292	4153	4241									4373

APPENDIX B -- HISTORY OF SENATE RESOLUTIONS IN THE HOUSE
2002 Regular Session

Numbers refer to page of Senate Journal. The test of a resolution is given on first reading or adoption.
Joint resolutions are designated SJR and Concurrent are SCR.
*Voting modifications are listed after the roll call vote - Appendix D.

Bill No.	Senate Message	Re-ferred	Re-ported	Readings			Sub or Amend	Voting*	Concur Activities	Enrolled (Del. to Gov.)	Other Action
				1st	2nd	3rd					
SJR 1	1645	1657									4373
SJR 2	1645	1658									
SJR 3	1645	1658	3407	3418	3548	4463		4463		4565	3242, 4077
SJR 16	2625, 4882	2670	3117	3134	3154	4166	3134, 5104	4166, 5106	4992, 4995, 5104, 5106	5121	2906, 3451, 4183, 4994, 4996, 5098, 5121, 5137
SCR 17	951	1029	1672	1672	1859	3161	1673, 1993, 2006, 2009, 2123	3161		4357	1249, 2128, 3245
SJR 23	2625	2670	3117	3135	3154	4165		4165		4300	2906, 3451, 4183
SJR 24	2625	2670	3407	3419	3548	4167	3419, 3420	4167		5160	3242, 4077, 4183
SCR 34	3251	3379	3864	3904	4053	4432		4432		4461	3719, 4319, 4437, 4438, 4565
SJR 39	2625	2670	3117	3135	3154	4166		4166		4300	2906, 3451, 4183
SJR 42	2625	2670	3407	3420	3548	4301		4301			3242, 4077
SCR 45	2849										
SCR 47	1913	1999	3136	3140	3154	4166		4166		4300	2022, 3451, 4183
SCR 49	3819	3989	4154	4155	4298	4361		4361		4447	4083, 4300
SCR 76	3057	3153	3379	3391	3548	4167		4168		4300	3173, 4077, 4183
SCR 92	3451	3593	4448	4449	4552	4793		4793		4864	4177, 4617, 4819
SJR 109	3819	3989	4330	4332	4429	4554	4478, 4479	4554		4617	4154, 4430, 4565
SJR 113	3989	4077									
SCR 142	3989	4077	4241	4248	4356	4792	4249	4793		4940	4137, 4617, 4813, 4819
SJR 153	4093	4154	4450	4450	4552	4739		4739		4792	4373, 4436, 4552, 4766
SJR 156	4093	4154	4330	4332	4429	4554		4554		4617	4308, 4309, 4430, 4565
SCR 157	4241	4319									
SCR 185	4093	4154	4333	4351	4429	4554	4424	4554		4940	4308, 4309, 4430, 4565
SCR 257	5132							5157			

APPENDIX C

2002 REGULAR SESSION

ROLL CALL VOTES

HB 1 Adopt Floor Amendment No. 5 (Jan 23) Yeas 40—Allen, Baugh, Bowling, Bratcher, Brinkman, D.D Butler, Childers, Coleman, Colter, Comer, Cornett, Crall, Crimm, Deweese, Draud, Feeley, Fischer, Ford, Haydon, Heleringer, Hoover, S. Lee, Lindsay, Marcotte, Mobley, Napier, Nunn, Palumbo, Rader, Reinhardt, Siler, Smith, Stewart, Tapp, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton. **Nays 57**—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Bather, C. Belcher, L. Belcher, Bruce, Buckingham, Burch, D Butler, Callahan, Cherry, L. Clark, P. Clark, Collins, Crenshaw, Damron, Denham, Geveden, Graham, Gray, Hall, Hoffman, Horlander, Jenkins, Kerr, J. Lee, Marzian, Mckee, Meeks, Miller, Moberly, Nelson, Nesler, Pasley, Pullin, Rasche, Richards, Riggs, Riner, Scott, Simpson, Sims, Stein, Stumbo, Thomas, Thompson, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts.

Modifications: Branham, Nay - p 1023.

HB 1 Pass (Jan 23) Yeas 64—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Bather, C. Belcher, Bowling, Bruce, Buckingham, Burch, D Butler, Callahan, Cherry, L. Clark, P. Clark, Coleman, Collins, Crenshaw, Damron, Denham, Geveden, Gooch, Graham, Gray, Hall, Haydon, Hoffman, Horlander, Jenkins, Kerr, J. Lee, Lindsay, Marzian, Mckee, Meeks, Miller, Moberly, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rasche, Richards, Riggs, Riner, Scott, Simpson, Sims, Stacy, Stein, Stumbo, Thomas, Thompson, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 35**—Allen, Baugh, L. Belcher, Bratcher, Brinkman, D.D Butler, Childers, Colter, Comer, Cornett, Crall, Crimm, Deweese, Draud, Feeley, Fischer, Ford, Heleringer, Hoover, S. Lee, Marcotte, Mobley, Napier, Rader, Reinhardt, Siler, Smith, Stewart, Tapp, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton.

Modifications: Branham, Yea; Stein, Yea - p 1258.

HB 1 Not Concur Senate Committee Substitute No. 1 (Jan 25) Yeas 60—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, C. Belcher, L. Belcher, Bowling, Bruce, Buckingham, Burch, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Cornett, Crenshaw, Damron, Denham, Fischer, Geveden, Graham, Gray, Hall, Hoffman, Horlander, Kerr, J. Lee, Lindsay, Marzian, Mckee, Meeks, Miller, Moberly, Nelson, Nesler, Palumbo, Pasley, Pullin, Rasche, Richards, Riggs, Riner, Scott, Simpson, Stacy, Stumbo, Thomas, Thompson, J. Turner, Wayne, Weaver, Westrom, Wilkey, Yonts. **Nays 29**—Allen, Baugh, Brinkman, D.D Butler, Colter, Comer, Crall, Crimm, Deweese, Draud, Feeley, Ford, Hoover, S. Lee, Marcotte, Mobley, Nunn, Rader, Reinhardt, Siler, Sims, Smith, Stewart, Tapp, Treesh, T. Turner, Upchurch, Vincent, Walton.

HB 1 Not Concur Senate Floor Amendment No. 6 (Jan 25) Yeas 60—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, C. Belcher, L. Belcher, Bowling, Bruce, Buckingham, Burch, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Cornett, Crenshaw, Damron, Denham, Fischer, Geveden, Graham, Gray, Hall, Hoffman, Horlander, Kerr, J. Lee, Lindsay, Marzian, Mckee, Meeks, Miller, Moberly, Nelson, Nesler, Palumbo, Pasley, Pullin, Rasche, Richards, Riggs, Riner, Scott, Simpson, Stacy, Stumbo, Thomas, Thompson, J. Turner, Wayne, Weaver, Westrom, Wilkey, Yonts. **Nays 29**—Allen, Baugh, Brinkman, D.D Butler, Colter, Comer, Crall, Crimm, Deweese, Draud, Feeley, Ford, Hoover, S. Lee, Marcotte, Mobley, Nunn, Rader, Reinhardt, Siler, Sims, Smith, Stewart, Tapp, Treesh, T. Turner, Upchurch, Vincent, Walton.

HB 1 Final Passage (Jan 31) Yeas 93—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Ford, Geveden, Gooch, Hall, Haydon, Heleringer, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 7**—C. Belcher, Cornett, Fischer, Graham, Gray, Hoffman, J. Turner.

HB 4 Pass (Feb 7) Yeas 99—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HB 12 Pass (Jan 30) Yeas 80—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Bather, Baugh, L. Belcher, Bowling, Branham, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Collins, Colter, Cornett, Crenshaw, Denham, Fischer, Geveden, Gooch, Graham, Gray, Hall, Haydon, Hoffman, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Mobley, Napier, Nelson, Nesler, Nunn, Pasley, Pullin, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Stacy, Stein, Stumbo, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 15**—Barrows, C. Belcher, Bratcher, Comer, Crall, Crimm, Damron, Deweese, Draud, Feeley, Heleringer, Hoover, Moberly, Stewart, Tapp.

Modifications: Rader, Yea; Ford, Yea - p 1403.

HB 14 Pass (Feb 4) Yeas 94—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 1**—Stein.

Modifications: Stein, Nay to Yea - p 1665; Nelson, Yea - p 1731.

HB 16 Pass (Feb 21) Yeas 98—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HB 23 Pass (Jan 22) Yeas 95—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Stein, Yea - p 787; Branham, Yea - p 1023.

HB 23 Final Passage (Feb 11) Yeas 100—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HB 26 Pass (Jan 31) Yeas 92—R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crimm, Damron, Denham, Deweese, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Marcotte, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Rader, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 3**—Draud, Lindsay, Pullin.

Modifications: J. Adams, Yea - p 1639; Crenshaw, Yea; Branham, Yea - p 1653.

HB 26 Final Passage (Apr 2) Yeas 95—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Marcotte, Marzian, Mckee, Meeks, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HB 29 Pass (Jan 18) Yeas 91—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Burch, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Mobley, Napier, Nelson, Nesler, Nunn, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Walton, Yea - p 787; Palumbo, Yea - p 1088; Bather, Yea - p 5137.

HB 31 Pass (Jan 23) Yeas 96—R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Ford, Yea - p 1250.

HB 32 Pass (Jan 29) Yeas 94—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Fischer, Geveden, Gooch, Graham, Gray, Hall, Haydon, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Barrows, Yea - p 1459.

HB 32 Final Passage (Mar 12) Yeas 97—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Meeks, Yea - p 3805.

HB 33 Pass (Jan 22) Yeas 89—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Crenshaw, Damron, Denham, Draud, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Richards, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 6**—Allen, Crall, Crimm, Feeley, Reinhardt, Stewart.

Modifications: Stein, Nay - p 787; Branham, Yea - p 1023.

HB 36 Pass (Feb 4) Yeas 93—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Brinkman, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Miller, Moberly, Mobley, Napier, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Nelson, Yea - p 1731.

HB 39 Pass (Mar 4) Yeas 90—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Bather, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Tapp, Thompson, Treesh, J. Turner, T. Turner, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 1**—Pullin.

Modifications: Crimm, Yea; Thomas, Yea - p 3245.

HB 40 Pass (Feb 20) Yeas 83—J. Adams, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Colter, Comer, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Gray, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nesler, Nunn, Palumbo, Pasley, Rader, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Stacy, Stein, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Walton, Wayne, Weaver, Wilkey, Yonts. **Nays 13**—Adkins, Bowling, Collins, Cornett, Hall, S. Lee, Nelson, Pullin, Rasche, Smith, Vincent, Webb, Westrom.

HB 43 Pass (Jan 25) Yeas 89—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, Bowling, Brinkman, Bruce, Buckingham, Burch, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Hoffman, Hoover, Horlander, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Yonts. **Nays 0.**

Modifications: Wilkey, Yea - p 1250; Jenkins, Yea; Branham, Yea; Stein, Yea - p 1258.

HB 45 Pass (Jan 31) Yeas 95—R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: J. Adams, Yea - p 1639; Crenshaw, Yea; Branham, Yea - p 1653.

HB 47 Pass (Jan 22) Yeas 92—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rasche, Reinhardt, Richards, Riner, Scott, Simpson, Sims, Smith, Stacy, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 4**—Colter, Rader, Siler, T. Turner.

Modifications: Stein, Yea - p 787; Branham, Yea - p 1023; Thomas, Yea - p 3245.

HB 47 Final Passage (Mar 4) Yeas 91—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Tapp, Thompson, Treesh, J. Turner, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HB 48 Pass (Jan 24) Yeas 97—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 1**—Thomas.

HB 52 Pass (Jan 29) Yeas 92—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Bather, Baugh, C. Belcher, L. Belcher, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Hoffman, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Marcotte, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Westrom, Wilkey, Yonts. **Nays 3**—Bowling, Lindsay, Nesler.

Modifications: Barrows, Yea - p 1459; Horlander, Yea - p 2650.

HB 55 Pass (Jan 29) Yeas 96—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Yonts. **Nays 0.**

Modifications: Barrows, Yea - p 1459; Horlander, Yea - p 2650.

HB 56 Pass (Jan 25) Yeas 91—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, C. Belcher, L. Belcher, Bowling, Brinkman, Bruce, Buckingham, Burch, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Hoffman, Hoover, Horlander, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Jenkins, Yea; Branham, Yea; Stein, Yea - p 1258.

HB 57 Pass (Feb 1) Yeas 94—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Graham, Gray, Hall, Haydon, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Nelson, Yea - p 1731; Horlander, Yea - p 2650.

HB 57 Final Passage (Mar 19) Yeas 95—R. Adams, Adkins, Allen, J. Arnold, Ballard, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Yonts. **Nays 0.**

HB 59 Pass (Jan 29) Yeas 98—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HB 59 Final Passage (Apr 1) Yeas 92—R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, P. Clark, L. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey. **Nays 0.**

Modifications: Yonts, Yea - p 4916.

HB 62 Pass (Jan 29) Yeas 92—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Vincent, Walton, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Upchurch, Yea - p 1403.

HB 65 Pass (Jan 29) Yeas 98—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Upchurch, Yea - p 1403.

HB 67 Pass (Jan 30) Yeas 96—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 1**—Fischer.

Modifications: Rader, Yea; Ford, Yea - p 1403; Marcotte, Yea to Nay; Walton, Nay; Kerr, Yea to Nay - p 2811.

HB 67 Concur Senate Committee Substitute No. 1 (Mar 21) Yeas 92—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Damron, Denham, Deweese, Draud, Feeley, Ford, Geveden, Gooch, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, J. Lee, S. Lee, Lindsay, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, T. Turner, Upchurch, Vincent, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 4**—Crimm, Fischer, Marcotte, Walton.

HB 67 Final Passage (Mar 21) Yeas 92—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Ford, Geveden, Gooch, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, J. Lee, S. Lee, Lindsay, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, T. Turner, Upchurch, Vincent, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 5**—Fischer, Kerr, Marcotte, Reinhardt, Walton.

HB 68 Adopt Floor Amendment No. 2 (Mar 18) Yeas 96—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 1**—Marzian.

HB 68 Pass (Mar 18) Yeas 51—J. Adams, Adkins, A. Arnold, Barrows, Branham, Brinkman, Bruce, Buckingham, Burch, D Butler, Callahan, L. Clark, Coleman, Collins, Colter, Cornett, Crenshaw, Crimm, Denham, Draud, Geveden, Hall, Haydon, Heleringer, Hoffman, Horlander, Jenkins, J. Lee, Marzian, Mckee, Meeks, Miller, Moberly, Nunn, Palumbo, Rader, Richards, Riggs, Riner, Scott, Siler, Sims, Stacy, Stein, Stumbo, Thomas, Thompson, Wayne, Weaver, Westrom, Wilkey. **Nays 47**—R. Adams, Allen, J. Arnold, Ballard, Baugh, C. Belcher, L. Belcher, Bowling, D.D Butler, Cherry, Childers, P. Clark, Comer, Crall, Damron, Deweese, Feeley, Fischer, Ford, Gooch, Graham, Gray, Hoover, Kerr, S. Lee, Lindsay, Marcotte, Mobley, Napier, Nelson, Nesler, Pasley, Pullin, Rasche, Reinhardt, Simpson, Smith, Stewart, Tapp, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Webb, Yonts.

Modifications: Bather, Yea - p 4183; Bather, Yea - p 5137.

HB 69 Pass (Jan 31) Yeas 92—R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, Coleman, Collins, Colter, Comer, Crall, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: P. Clark, Yea - p 1458; J. Adams, Yea - p 1639; Crenshaw, Yea; Branham, Yea - p 1653.

HB 73 Pass (Feb 14) Yeas 80—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Colter, Cornett, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Geveden, Gooch, Graham, Gray, Haydon, Heleringer, Hoffman, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marzian, Mckee, Meeks, Miller, Nelson, Nesler, Nunn, Palumbo, Pasley, Rader, Rasche, Richards, Riggs, Riner, Siler, Simpson, Sims, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, J. Turner, T. Turner, Upchurch, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 11**—Comer, Crall, Fischer, Ford, Hall, Marcotte, Napier, Pullin, Reinhardt, Treesh, Vincent.

Modifications: Reinhardt, Nay to Yea - p 2358.

HB 75 Pass (Mar 12) Yeas 93—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Miller, Moberly, Mobley, Napier, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Westrom, Wilkey, Yonts. **Nays 1**—Sims.

Modifications: Meeks, Yea - p 3805.

HB 76 Pass (Mar 14) Yeas 100—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HB 77 Pass (Feb 22) Yeas 89—J. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Gooch, Gray, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Meeks, Miller, Moberly, Mobley, Napier, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stumbo, Tapp, Thomas, Thompson, Treesh, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Haydon, Yea - p 2864; Geveden, Yea - p 3054; McKee, Yea - p 3432

HB 79 Pass (Feb 4) Yeas 95—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HB 84 Pass (Jan 24) Yeas 98—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HB 86 Pass (Feb 5) Yeas 96—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Crall, Yea - p 1731.

HB 87 Pass (Feb 12) Yeas 94—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, T. Turner, Upchurch, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Vincent, Yea; Branham, Yea; Sims, Yea - p 2223; Collins, Yea - p 3372.

HB 87 Final Passage (Mar 29) Yeas 85—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bratcher, Brinkman, Buckingham, Burch, D Butler, D.D Butler, Callahan, Childers, L. Clark, P. Clark, Coleman, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Feeley, Ford, Gooch, Graham, Gray, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nesler, Nunn, Palumbo, Pasley, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Stumbo, Tapp, Thomas, Thompson, J. Turner, T. Turner, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 1**—Pullin.

Modifications: Fischer, Yea - p 4916.

HB 88 Pass (Jan 24) Yeas 99—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HB 93 Pass (Feb 4) Yeas 94—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Nelson, Yea - p 1731.

HB 97 Pass (Jan 14) Yeas 95—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Thompson, Yea - p 231.

HB 97 Adopt Free Conference Committee Report No. 1 (Apr 15) Yeas 85—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, D Butler, D.D Butler, Callahan, Cherry, Childers, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Damron, Denham, Draud, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Hoffman, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Mckee, Meeks, Miller, Moberly, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 9**—Bather, Burch, L. Clark, Crenshaw, Heleringer, Marzian, Riner, Stein, Wayne.

HB 97 Final Passage (Apr 15) Yeas 86—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, D Butler, D.D Butler, Callahan, Cherry, Childers, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Damron, Denham, Draud, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Mckee, Meeks, Miller, Moberly, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 9**—Bather, Burch, L. Clark, Crenshaw, Heleringer, Marzian, Riner, Stein, Wayne.

Modifications: Bather, Yea - p 5137.

HB 98 Pass (Feb 13) Yeas 96—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Wilkey, Yonts. **Nays 0.**

Modifications: Collins, Yea - p 3372.

HB 100 Pass (Feb 28) Yeas 94—R. Adams, J. Adams, Adkins, Allen, A. Arnold, Ballard, Barrows, Bather, Baugh, L. Belcher, C. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Tapp, Thomas, Thompson, Treesh, T. Turner, Upchurch, Vincent, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 1**—Lindsay.

Modifications: J. Arnold, Yea - p 3174.

HB 103 Pass (Jan 16) Yeas 98—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Collins, Yea - p 472; Ford, Yea - p 474.

HB 103 Final Passage (Feb 19) Yeas 92—J. Adams, R. Adams, A. Arnold, J. Arnold, Ballard, Barrows, C. Belcher, L. Belcher, Bowling, Branham, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Adkins, Yea - p 2606; Baugh, Yea - p 2633.

HB 104 Pass (Feb 20) Yeas 60—R. Adams, Adkins, Allen, J. Arnold, Barrows, Bather, L. Belcher, Bowling, Branham, Bratcher, Bruce, Burch, D Butler, D.D Butler, Cherry, L. Clark, P. Clark, Collins, Colter, Cornett, Crenshaw, Ford, Geveden, Gooch, Gray, Hall, Heleringer, Hoffman, Horlander, Jenkins, Kerr, J. Lee, Marzian, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Pasley, Pullin, Richards, Riner, Scott, Siler, Sims, Smith, Stacy, Stumbo, Tapp, J. Turner, T. Turner, Upchurch, Vincent, Wayne, Webb, Wilkey, Yonts. **Nays 24**—Baugh, C. Belcher, Brinkman, Callahan, Childers, Coleman, Comer, Crall, Crimm, Denham, Deweese, Draud, Feeley, Fischer, Hoover, S. Lee, Lindsay, Marcotte, Rader, Rasche, Reinhardt, Thompson, Treesh, Walton.

Modifications: McKee, Yea - p 2650; Palumbo, Nay - p 3147; Thomas, Yea - p 3148.

HB 106 Pass (Feb 6) Yeas 95—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Feeley, Fischer, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, J. Turner, T. Turner, Upchurch, Vincent, Walton, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Ford, Yea - p 1993; Bather, Yea - p 5137.

HB 106 Final Passage (Apr 1) Yeas 89—R. Adams, Adkins, A. Arnold, J. Arnold, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, S. Lee, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Wilkey, Yonts. **Nays 1**—Lindsay.

HB 108 Pass (Feb 5) Yeas 96—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Yonts. **Nays 0.**

Modifications: Wilkey, Yea - p 1993.

HB 109 Pass (Jan 24) Yeas 87—J. Adams, R. Adams, Allen, A. Arnold, J. Arnold, Ballard, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Hoffman, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Vincent, Walton, Wayne, Weaver, Westrom, Wilkey, Yonts. **Nays 11**—Barrows, Bather, Feeley, Fischer, Heleringer, Hoover, Stein, Stewart, Stumbo, Upchurch, Webb.

Modifications: Colter, Yea - p 2606; Collins, Yea - p 3372.

HB 110 Pass (Jan 28) Yeas 95—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Hoover, Yea; Meeks, Yea - p 1258.

HB 112 Pass (Jan 11) Yeas 97—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Damron, Yea - p 231; Bather, Yea - p 5137.

HB 115 Pass (Jan 22) Yeas 97—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Stein, Yea - p 787; Branham, Yea - p 1023.

HB 116 Pass (Feb 14) Yeas 76—J. Adams, R. Adams, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, C. Belcher, L. Belcher, Branham, Brinkman, Bruce, Buckingham, D Butler, D.D Butler, Callahan, Cherry, L. Clark, P. Clark, Colter, Comer, Cornett, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Ford, Geveden, Gooch, Graham, Gray, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Nelson, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Smith, Stacy, Stein, Stewart, Stumbo, Thomas, Thompson, J. Turner, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 17**—Baugh, Bowling, Bratcher, Coleman, Crall, Feeley, Hall, S. Lee, Lindsay, Napier, Nesler, Sims, Tapp, Treesh, T. Turner, Upchurch, Vincent.

Modifications: Stacy, Yea to Nay; Nesler, Nay to Yea - p 2341; Adkins, Nay - p 2606.

HB 117 Pass (Mar 6) Yeas 92—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Sims, Smith, Stacy, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, T. Turner, Upchurch, Vincent, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 1**—Wayne.

Modifications: Damrom, Yea - p 3432; Bather, Yea - p 5137.

HB 120 Pass (Feb 1) Yeas 88—J. Adams, R. Adams, Adkins, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Horlander, Jenkins, Kerr, J. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riner, Scott, Siler, Simpson, Smith, Stacy, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 2**—Crall, Sims.

Modifications: Stein, Yea - p 1665; Nelson, Yea - p 1731.

HB 122 Pass (Feb 1) Yeas 90—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Marcotte, Marzian, Mckee, Miller, Moberly, Mobley, Napier, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Tapp, Thomas, Thompson, Treesh, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Meek, Yea - p 1653; Nelson, Yea - p 1731.

HB 124 Pass (Feb 5) Yeas 89—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Branham, Bratcher, Brinkman, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Fischer, Geveden, Gooch, Graham, Hall, Haydon, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Mckee, Meeks, Miller, Moberly, Mobley, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 3**—Ford, Heleringer, Napier.

Modifications: Crall, Yea; Bowling, Yea - p 1731.

HB 126 Pass (Mar 7) Yeas 93—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Smith, Stacy, Stein, Stewart, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 1**—Sims.

Modifications: Barrows, Yea - p 3984.

HB 126 Final Passage (Apr 2) Yeas 93—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Ford, Geveden, Gooch, Graham, Gray, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riner, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HB 129 Pass (Feb 28) Yeas 86—J. Adams, R. Adams, Adkins, Allen, A. Arnold, Barrows, Bather, Baugh, L. Belcher, Bowling, Branham, Bratcher, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Cornett, Crall, Crenshaw, Damron, Denham, Deweese, Draud, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Vincent, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 11**—Ballard, C. Belcher, Brinkman, Comer, Crimm, Feeley, Fischer, Marcotte, Rasche, Reinhardt, Upchurch.

Modifications: C. Belcher, Nay to Yea - p 3147; J. Arnold, Yea - p 3174; Reinhardt, Nay to Yea - p 3984.

HB 130 Pass (Jan 18) Yeas 92—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Mobley, Napier, Nelson, Nesler, Nunn, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Walton, Yea - p 787; Palumbo, Yea - p 1088; Bather, Yea - p 5137.

HB 131 Pass (Jan 11) Yeas 92—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crimm, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, Upchurch, Vincent, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 2**—Marcotte, Walton

Modifications: Burch, Yea; Crenshaw, Yea - p 218; Damron, Yea; Marcotte, Nay to Yea - p 231.

HB 133 Pass (Feb 1) Yeas 95—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Nelson, Yea - p 1731.

HB 133 Final Passage (Apr 1) Yeas 93—R. Adams, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riner, Scott, Siler, Simpson, Sims, Smith, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HB 135 Pass (Jan 25) Yeas 93—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Brinkman, Bruce, Buckingham, Burch, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Hoffman, Hoover, Horlander, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Jenkins, Yea; Branham, Yea; Stein, Yea - p 1258.

HB 136 Pass (Jan 29) Yeas 98—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HB 138 Pass (Jan 22) Yeas 91—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Bather, Baugh, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Wilkey, Yonts. **Nays 0.**

Modifications: Barrows, Yea; Westrom, Yea; Branham, Yea - p 1023; C. Belcher, Yea - p 2022; Haydon, Yea to Nay - p 3589.

HB 142 Pass (Jan 24) Yeas 99—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Stein, Yea - p 2606.

HB 143 Pass (Jan 23) Yeas 98—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Ford, Yea - p 1250.

HB 144 Pass (Feb 5) Yeas 96—J. Adams, R. Adams, Adkins, Allen, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Denham, Deweese, Draud, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 1**—Damron.

HB 144 Final Passage (Apr 2) Yeas 97—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HB 145 Pass (Mar 7) Yeas 95—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Pasley, Yea - p 3719.

HB 146 Pass (Feb 8) Yeas 92—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Westrom, Yonts. **Nays 0.**

Modifications: Webb, Yea - p 2006; Crenshaw, Yea - p 2123.

HB 148 Pass (Jan 24) Yeas 98—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Crimm, Yea - p 1087.

HB 149 Pass (Feb 6) Yeas 97—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Ford, Yea - p 1993; Bather, Yea - p 5137.

HB 152 Pass (Feb 1) Yeas 93—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Brinkman, Bruce, Buckingham, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Stein, Yea - p 1665; Nelson, Yea - p 1731.

HB 154 Pass (Feb 8) Yeas 90—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Crall, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Westrom, Yonts. **Nays 0.**

Modifications: Webb, Yea - p 2006; Crenshaw, Yea - p 2123.

HB 156 Pass (Feb 4) Yeas 91—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Deweese, Draud, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Denham, Yea - p 1665.

HB 157 Pass (Feb 1) Yeas 94—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Buckingham, Burch, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Moberly, Mobley, Napier, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Nelson, Yea - p 1731.

HB 163 Pass (Feb 1) Yeas 92—R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Graham, Gray, Haydon, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Nelson, Yea - p 1731.

HB 164 Pass (Feb 4) Yeas 94—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Nelson, Yea - p 1731.

HB 165 Pass (Feb 27) Yeas 97—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Coleman, Yea; Riner, Yea - p 3147.

HB 165 Final Passage (Apr 2) Yeas 95—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HB 166 Pass (Feb 21) Yeas 96—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 2**—Pullin, Vincent.

HB 170 Pass (Jan 14) Yeas 95—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Baugh, Yea - p 231; Bather, Yea - p 5137.

HB 170 Final Passage (Feb 19) Yeas 96—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Baugh, Yea - p 2633.

HB 171 Pass (Feb 1) Yeas 94—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riner, Scott, Siler, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Westrom, Wilkey, Yonts. **Nays 1**—Simpson.

Modifications: Nelson, Yea - p 1731.

HB 174 Adopt Floor Amendment No. 9 (Feb 12) Yeas 32—Allen, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, D.D Butler, Comer, Cornett, Crall, Crimm, Deweese, Draud, Feeley, Fischer, Ford, Heleringer, Hoover, S. Lee, Marcotte, Mobley, Rader, Reinhardt, Siler, Smith, Stewart, Tapp, Treesh, T. Turner, Upchurch, Walton. **Nays 58**—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Bruce, Buckingham, Burch, D Butler, Callahan, Cherry, L. Clark, P. Clark, Coleman, Colter, Crenshaw, Damron, Denham, Geveden, Gooch, Graham, Gray, Hall, Haydon, Hoffman, Horlander, Jenkins, Kerr, J. Lee, Lindsay, Marzian, Mckee, Meeks, Miller, Moberly, Nelson, Palumbo, Pasley, Pullin, Richards, Riggs, Riner, Scott, Simpson, Sims, Stacy, Stumbo, Thomas, Thompson, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts.

HB 174 Adopt Floor Amendment No. 14 (Feb 12) Yeas 31—Allen, C. Belcher, Bowling, Brinkman, D Butler, Comer, Cornett, Crimm, Damron, Deweese, Feeley, Fischer, Ford, Heleringer, Hoover, S. Lee, Lindsay, Marcotte, Mobley, Nunn, Rader, Rasche, Reinhardt, Siler, Sims, Smith, Tapp, Thomas, T. Turner, Upchurch, Walton. **Nays 63**—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, L. Belcher, Branham, Bruce, Buckingham, Burch, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Colter, Crall, Crenshaw, Denham, Draud, Geveden, Gooch, Graham, Gray, Hall, Haydon, Hoffman, Horlander, Jenkins, Kerr, J. Lee, Marzian, Mckee, Meeks, Miller, Moberly, Napier, Nelson, Palumbo, Pasley, Pullin, Richards, Riggs, Riner, Scott, Simpson, Stacy, Stewart, Stumbo, Thompson, Treesh, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts.

HB 174 Adopt Floor Amendment No. 6 (Feb 12) Yeas 60—J. Adams, Allen, J. Arnold, Barrows, Bather, C. Belcher, Branham, Buckingham, Burch, D Butler, D.D Butler, Callahan, Childers, L. Clark, P. Clark, Coleman, Colter, Crall, Crenshaw, Crimm, Damron, Deweese, Draud, Fischer, Gooch, Graham, Gray, Hall, Haydon, Hoffman, Hoover, Horlander, Kerr, J. Lee, S. Lee, Marcotte, Marzian, Meeks, Miller, Moberly, Mobley, Nunn, Pasley, Rasche, Reinhardt, Riggs, Scott, Siler, Simpson, Stacy, Stewart, Stumbo, Thompson, Treesh, T. Turner, Upchurch, Walton, Wayne, Weaver, Yonts. **Nays 26**—Adkins, Ballard, Baugh, L. Belcher, Bowling, Brinkman, Bruce, Cherry, Comer, Denham, Feeley, Ford, Geveden, Jenkins, Lindsay, Mckee, Napier, Nelson, Pullin, Richards, Sims, Smith, Tapp, Thomas, Webb, Wilkey.

HB 174 Pass (Feb 12) Yeas 47—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Bather, C. Belcher, Branham, Bruce, Buckingham, Burch, Callahan, Cherry, Childers, Coleman, Crenshaw, Denham, Geveden, Gooch, Graham, Gray, Hall, Haydon, Hoffman, Lindsay, Marzian, Mckee, Meeks, Miller, Moberly, Palumbo, Pasley, Pullin, Riner, Scott, Simpson, Stacy, Stein, Stumbo, Thomas, Thompson, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 47**—Allen, Ballard, Baugh, L. Belcher, Bowling, Bratcher, Brinkman, D Butler, D.D Butler, L. Clark, P. Clark, Colter, Comer, Cornett, Crall, Crimm, Damron, Deweese, Draud, Feeley, Fischer, Ford, Heleringer, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Marcotte, Mobley, Napier, Nelson, Nunn, Rader, Rasche, Reinhardt, Richards, Siler, Sims, Smith, Stewart, Tapp, Treesh, T. Turner, Upchurch, Walton.

HB 174 Motion to Reconsider (Feb 12) Yeas 60—J. Adams, Adkins, A. Arnold, J. Arnold, Barrows, Bather, C. Belcher, L. Belcher, Branham, Bruce, Buckingham, Burch, D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Crenshaw, Damron, Denham, Geveden, Gooch, Graham, Gray, Hall, Haydon, Hoffman, Horlander, Jenkins, Kerr, J. Lee, Lindsay, Marzian, Mckee, Meeks, Miller, Moberly, Nelson, Palumbo, Pasley, Pullin, Richards, Riggs, Riner, Scott, Simpson, Sims, Stacy, Stein, Stumbo, Thomas, Thompson, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 34**—Allen, Ballard, Baugh, Bowling, Bratcher, Brinkman, D.D Butler, Colter, Comer, Cornett, Crall, Crimm, Deweese, Draud, Feeley, Fischer, Ford, Heleringer, Hoover, S. Lee, Marcotte, Mobley, Napier, Nunn, Rader, Reinhardt, Siler, Smith, Stewart, Tapp, Treesh, T. Turner, Upchurch, Walton.

HB 174 Pass (Feb 12) Yeas 49—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Barrows, Bather, C. Belcher, Branham, Bruce, Buckingham, Burch, Callahan, Cherry, Childers, Coleman, Crenshaw, Denham, Geveden, Gooch, Graham, Gray, Hall, Haydon, Hoffman, Lindsay, Marzian, Mckee, Meeks, Miller, Moberly, Palumbo, Pasley, Pullin, Riggs, Riner, Scott, Simpson, Stacy, Stein, Stumbo, Thomas, Thompson, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 47**—Allen, Ballard, Baugh, L. Belcher, Bowling, Bratcher, Brinkman, D Butler, D.D Butler, L. Clark, P. Clark, Colter, Comer, Cornett, Crall, Crimm, Damron, Deweese, Draud, Feeley, Fischer, Ford, Heleringer, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Marcotte, Mobley, Napier, Nelson, Nunn, Rader, Rasche, Reinhardt, Richards, Siler, Sims, Smith, Stewart, Tapp, Treesh, T. Turner, Upchurch, Walton.

Modifications: Vincent, Nay - p 2222; Nesler, Nay - p 2341.

HB 174 Final Passage (Apr 15) Yeas 72—J. Adams, Adkins, Allen, A. Arnold, J. Arnold, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Brinkman, Bruce, Buckingham, Burch, D Butler, Callahan, Cherry, Childers, L. Clark, Coleman, Collins, Colter, Comer, Cornett, Crenshaw, Damron, Denham, Draud, Ford, Geveden, Gooch, Graham, Gray, Hall, Heleringer, Hoffman, Hoover, J. Lee, Lindsay, Marzian, Mckee, Meeks, Miller, Moberly, Napier, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Richards, Riggs, Riner, Scott, Siler, Simpson, Smith, Stacy, Stumbo, Thomas, Thompson, T. Turner, Upchurch, Vincent, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 21**—R. Adams, Ballard, Bratcher, D.D Butler, P. Clark, Crall, Fischer, Horlander, Jenkins, Kerr, S. Lee, Marcotte, Nelson, Nesler, Reinhardt, Sims, Stewart, Tapp, Treesh, J. Turner, Walton.

Modifications: Feeley, Yea - p 5158.

HB 175 Pass (Jan 31) Yeas 46—Adkins, A. Arnold, Barrows, Bather, Baugh, L. Belcher, Brinkman, Burch, D.D Butler, L. Clark, Coleman, Collins, Cornett, Crimm, Damron, Denham, Deweese, Draud, Feeley, Ford, Graham, Gray, Heleringer, Hoffman, Hoover, Horlander, Jenkins, J. Lee, Mckee, Miller, Nunn, Pasley, Pullin, Rader, Richards, Riggs, Riner, Scott, Siler, Stacy, Stein, Stumbo, Thomas, Walton, Wayne, Westrom. **Nays 41**—R. Adams, Allen, J. Arnold, C. Belcher, Bowling, Bratcher, Buckingham, Callahan, Cherry, P. Clark, Colter, Comer, Crall, Fischer, Geveden, Hall, Kerr, S. Lee, Lindsay, Marcotte, Meeks, Moberly, Mobley, Nelson, Nesler, Palumbo, Rasche, Reinhardt, Simpson, Sims, Smith, Stewart, Tapp, Thompson, Treesh, J. Turner, T. Turner, Vincent, Weaver, Webb, Yonts.

Modifications: Kerr, Nay to Yea - p 1458; Colter, Nay to Yea - p 1459; J. Adams, Yea - p 1639; Crenshaw, Nay; Branham, Yea - p 1653.

HB 177 Pass (Feb 4) Yeas 94—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Nelson, Yea - p 1731.

HB 180 Pass (Feb 27) Yeas 95—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Cherry, Childers, L. Clark, P. Clark, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Coleman, Yea; Yonts, Yea to Abstain - p 3147.

HB 183 Pass (Mar 6) Yeas 87—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Denham, Deweese, Draud, Ford, Geveden, Gooch, Graham, Gray, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Thomas, Thompson, Treesh, T. Turner, Upchurch, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 10**—Allen, Bratcher, Feeley, Fischer, Hall, Lindsay, Simpson, Tapp, J. Turner, Vincent.

Modifications: Damrom, Yea - p 3432; Bather, Yea - p 5137.

HB 184 Pass (Mar 14) Yeas 94—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Brinkman, Bruce, Buckingham, Burch, D.D Butler, D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 2**—Hoover, Rader.

Modifications: Crenshaw, Yea - p 4065.

HB 188 Adopt Floor Amendment No. 1 (Mar 1) Yeas 24—J. Adams, Ballard, Barrows, Burch, P. Clark, Denham, Feeley, Fischer, Hall, Heleringer, Hoffman, Jenkins, Kerr, Marzian, Meeks, Nunn, Pasley, Reinhardt, Simpson, Stein, J. Turner, Walton, Wayne, Webb. **Nays 68**—R. Adams, Adkins, Allen, A. Arnold, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Brinkman, Bruce, Buckingham, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, Collins, Colter, Comer, Cornett, Crall, Crimm, Damron, Deweese, Draud, Ford, Geveden, Gooch, Graham, Gray, Haydon, Hoover, J. Lee, S. Lee, Lindsay, Marcotte, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Palumbo, Pullin, Rader, Rasche, Richards, Riggs, Riner, Scott, Siler, Sims, Smith, Stacy, Stewart, Tapp, Thomas, Treesh, T. Turner, Upchurch, Vincent, Weaver, Westrom, Wilkey, Yonts.

Modifications: Thompson, Nay - p 3157; McKee, Yea - p 3432; Horlander, Nay - p 3589.

HB 188 Adopt Floor Amendment No. 3 (Mar 1) Yeas 16—Ballard, Bather, Brinkman, Burch, Feeley, Hall, Haydon, Heleringer, Jenkins, Marzian, Meeks, Simpson, Stein, Wayne, Webb, Westrom. **Nays 75**—J. Adams, R. Adams, Adkins, Allen, A. Arnold, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bruce, Buckingham, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Collins, Colter, Comer, Cornett, Crall, Crimm, Damron, Denham, Deweese, Draud, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hoffman, Hoover, Horlander, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Palumbo, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Sims, Smith, Stacy, Stewart, Tapp, Thomas, Thompson, Treesh, T. Turner, Upchurch, Vincent, Walton, Weaver, Wilkey, Yonts.

Modifications: Haydon, Yea to Nay - p 3157; McKee, Nay - p 3432.

HB 188 Pass (Mar 1) Yeas 79—J. Adams, R. Adams, Adkins, Allen, A. Arnold, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Brinkman, Bruce, Buckingham, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Collins, Colter, Comer, Cornett, Crall, Crimm, Damron, Denham, Deweese, Draud, Fischer, Ford, Geveden, Gooch, Graham, Gray, Haydon, Hoffman, Hoover, Horlander, Jenkins, J. Lee, S. Lee, Lindsay, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Sims, Smith, Stacy, Stewart, Tapp, Thomas, Thompson, Treesh, T. Turner, Upchurch, Vincent, Weaver, Westrom, Wilkey, Yonts. **Nays 13**—Ballard, Burch, Feeley, Hall, Heleringer, Kerr, Marzian, Meeks, Simpson, Stein, Walton, Wayne, Webb.

Modifications: J. Arnold, Yea - p 3174; Marcotte, Yea - p 3157; McKee, Yea - p 3432; Bowling, Nay to Yea - p 4084.

HB 188 Final Passage (Apr 2) Yeas 66—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Collins, Colter, Comer, Cornett, Crall, Crimm, Damron, Deweese, Draud, Ford, Geveden, Gooch, Gray, Haydon, Horlander, Jenkins, J. Lee, S. Lee, Lindsay, Marcotte, Mckee, Miller, Moberly, Napier, Nelson, Nesler, Palumbo, Pasley, Pullin, Rader, Rasche, Richards, Scott, Siler, Sims, Smith, Stacy, Stewart, Stumbo, Thompson, Treesh, T. Turner, Vincent, Weaver, Westrom, Wilkey. **Nays 31**—Ballard, Barrows, Bather, Buckingham, Burch, Coleman, Crenshaw, Denham, Feeley, Fischer, Graham, Heleringer, Hoffman, Hoover, Kerr, Marzian, Meeks, Mobley, Nunn, Reinhardt, Riner, Simpson, Stein, Tapp, Thomas, J. Turner, Upchurch, Walton, Wayne, Webb, Yonts.

HB 189 Pass (Feb 15) Yeas 81—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Comer, Cornett, Crall, Damron, Denham, Deweese, Feeley, Fischer, Ford, Geveden, Graham, Gray, Hall, Heleringer, Hoffman, Hoover, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stewart, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Wayne, Weaver, Webb, Wilkey, Yonts. **Nays 0.**

Modifications: Stacy, Yea; Crimm, Yea; Crenshaw, Yea - p 2358; Colter, Yea; Westrom, Yea - p 2606; Horlander, Yea - p 2650; Haydon, Yea - p 2864; Collins, Yea - p 3372; Bather, Yea - p 5137.

HB 190 Pass (Feb 15) Yeas 84—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Comer, Cornett, Crall, Crimm, Damron, Denham, Deweese, Feeley, Fischer, Ford, Geveden, Graham, Gray, Hall, Heleringer, Hoffman, Hoover, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Wayne, Weaver, Webb, Wilkey, Yonts. **Nays 0.**

Modifications: Crenshaw, Yea - p 2358; Colter, Yea; Westrom, Yea - p 2606; Horlander, Yea - p 2650; Haydon, Yea - p 2864; Collins, Yea - p 3372; Bather, Yea - p 5137.

HB 190 Final Passage (Apr 1) Yeas 96—R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HB 191 Pass (Feb 8) Yeas 89—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Hall, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, T. Turner, Upchurch, Vincent, Walton, Wayne, Webb, Westrom, Yonts. **Nays 0.**

Modifications: Graham, Yea - p 2006; Crenshaw, Yea - p 2123.

HB 192 Pass (Jan 25) Yeas 90—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Baugh, C. Belcher, L. Belcher, Bowling, Brinkman, Bruce, Buckingham, Burch, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Hoffman, Hoover, Horlander, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Jenkins, Yea; Branham, Yea; Stein, Yea - p 1258; Barrows, Yea - p 1459; Branham, Yea - p 4464.

HB 193 Pass (Feb 22) Yeas 90—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crimm, Damron, Denham, Deweese, Feeley, Fischer, Ford, Gooch, Gray, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Meeks, Miller, Moberly, Mobley, Napier, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Haydon, Yea - p 2864; Geveden, Yea - p 3054; McKee, Yea - p 3432.

HB 193 Final Passage (Apr 15) Yeas 93—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Damron, Denham, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Westrom, Wilkey, Yonts. **Nays 0.**

HB 194 Pass (Feb 22) Yeas 91—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Gooch, Gray, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Meeks, Miller, Moberly, Mobley, Napier, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Haydon, Yea - p 2864; Geveden, Yea - p 3054; McKee, Yea - p 3432.

HB 194 Final Passage (Mar 27) Yeas 96—J. Adams, R. Adams, Adkins, Allen, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: P. Clark, Yea - p 4766.

HB 196 Pass (Feb 1) Yeas 92—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Stumbo, Tapp, Thomas, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Nelson, Yea - p 1731.

HB 198 Pass (Feb 15) Yeas 82—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Buckingham, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Comer, Cornett, Crall, Crimm, Damron, Denham, Deweese, Feeley, Fischer, Ford, Geveden, Graham, Gray, Hall, Heleringer, Hoffman, Hoover, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Smith, Stacy, Stewart, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Wayne, Weaver, Webb, Wilkey, Yonts. **Nays 0.**

Modifications: Sims, Yea; Crenshaw, Yea - p 2358; Colter, Yea; Stein, Yea; Westrom, Yea - p 2606; Horlander, Yea - p 2650; Haydon, Yea - p 2864; Collins, Yea - p 3372; Bather, Yea - p 5137.

HB 199 Pass (Jan 18) Yeas 92—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Mobley, Napier, Nelson, Nesler, Nunn, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Walton, Yea - p 787; Palumbo, Yea - p 1088; Branham, Yea - p 4464; Bather, Yea - p 5137.

HB 200 Pass (Feb 19) Yeas 95—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Riggs, Yea - p 2606; Baugh, Yea - p 2633; Horlander, Yea - p 2650.

HB 201 Pass (Feb 6) Yeas 94—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Weaver, Webb, Westrom, Yonts. **Nays 0.**

Modifications: Ford, Yea; Wilkey, Yea - p 1993; Bather, Yea - p 5137.

HB 202 Pass (Jan 29) Yeas 98—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Upchurch, Yea - p 1403.

HB 202 Final Passage (Apr 1) Yeas 92—R. Adams, Adkins, Allen, J. Arnold, A. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, Coleman, Collins, Colter, Comer, Cornett, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riner, Scott, Siler, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Crall, Yea - p 4916; P. Clark, Yea; Simpson, Yea - p 5092.

HB 207 Adopt Floor Amendment No. 2 (Feb 7) Yeas 42—Adkins, Allen, Baugh, Bowling, Bratcher, Brinkman, Buckingham, D.D Butler, Colter, Comer, Cornett, Crall, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Hall, Heleringer, Hoover, Kerr, S. Lee, Lindsay, Mobley, Napier, Nunn, Rader, Rasche, Reinhardt, Siler, Smith, Stacy, Stewart, Stumbo, Tapp, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton. **Nays 42**—J. Adams, A. Arnold, Ballard, Barrows, Bather, C. Belcher, L. Belcher, Branham, Burch, D Butler, Callahan, L. Clark, P. Clark, Collins, Crenshaw, Crimm, Denham, Graham, Gray, Hoffman, Horlander, Jenkins, J. Lee, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Nelson, Nesler, Pasley, Pullin, Richards, Riggs, Riner, Scott, Simpson, Stein, Thomas, Thompson, Wilkey.

HB 207 Pass (Feb 7) Yeas 70—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Bather, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Gooch, Graham, Gray, Hall, Haydon, Hoffman, Horlander, Jenkins, Kerr, J. Lee, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rasche, Richards, Riggs, Riner, Scott, Simpson, Smith, Stacy, Stein, Stumbo, Tapp, Thomas, Thompson, Vincent, Webb, Wilkey, Yonts. **Nays 27**—Allen, Baugh, D.D Butler, Colter, Comer, Cornett, Crall, Feeley, Fischer, Ford, Geveden, Heleringer, Hoover, S. Lee, Lindsay, Mobley, Napier, Reinhardt, Siler, Sims, Stewart, Treesh, J. Turner, T. Turner, Upchurch, Walton, Westrom.

Modifications: Reinhardt, Nay to Yea - p 1993.

HB 207 Final Passage (Mar 8) Yeas 78—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, L. Clark, P. Clark, Coleman, Collins, Colter, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Ford, Geveden, Graham, Gray, Hall, Haydon, Hoffman, Horlander, Jenkins, Kerr, Marcotte, Marzian, Mckee, Meeks, Miller, Mobley, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Richards, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, Upchurch, Vincent, Walton, Wayne, Wilkey, Yonts. **Nays 8**—Comer, Fischer, Heleringer, S. Lee, Lindsay, Napier, J. Turner, T. Turner.

HB 211 Pass (Mar 15) Yeas 92—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, L. Clark, P. Clark, Collins, Colter, Comer, Cornett, Crall, Crimm, Damron, Denham, Deweese, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Yonts. **Nays 0.**

Modifications: Wilkey, Yea; Sims, Yea - p 4084; Crenshaw, Yea - p 4085; Branham, Yea - p 4464.

HB 213 Pass (Jan 25) Yeas 90—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Barrows, C. Belcher, L. Belcher, Bowling, Brinkman, Bruce, Buckingham, Burch, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Hoffman, Hoover, Horlander, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Jenkins, Yea; Branham, Yea; Stein, Yea - p 1258.

HB 215 Pass (Feb 5) Yeas 52—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Barrows, Bather, Branham, Brinkman, Bruce, Burch, D Butler, Callahan, L. Clark, P. Clark, Crenshaw, Denham, Deweese, Draud, Geveden, Gooch, Graham, Gray, Haydon, Hoffman, Horlander, Kerr, J. Lee, Lindsay, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Nunn, Pasley, Pullin, Rasche, Richards, Riggs, Riner, Scott, Siler, Simpson, Smith, Stein, Stumbo, Thomas, Thompson, Wayne, Webb. **Nays 43**—Allen, Ballard, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Buckingham, D.D Butler, Cherry, Coleman, Collins, Colter, Comer, Cornett, Crall, Crimm, Damron, Fischer, Ford, Hall, Hoover, Jenkins, S. Lee, Marcotte, Napier, Nelson, Nesler, Palumbo, Reinhardt, Sims, Stacy, Stewart, Tapp, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Weaver, Westrom, Yonts.

Modifications: Wilkey, Yea - p 1993.

HB 218 Pass (Jan 31) Yeas 94—R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Crall, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: J. Adams, Yea - p 1639; Crenshaw, Yea; Branham, Yea - p 1653.

HB 222 Pass (Feb 27) Yeas 97—J. Adams, R. Adams, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Coleman, Yea - p 3147.

HB 223 Pass (Feb 1) Yeas 92—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Nelson, Yea - p 1731.

HB 228 Pass (Mar 6) Yeas 94—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Wayne, Weaver, Webb, Wilkey, Yonts. **Nays 1**—Allen.

Modifications: Damrom, Yea - p 3432; Bather, Yea - p 5137.

HB 231 Pass (Jan 31) Yeas 91—R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crimm, Damron, Denham, Deweese, Feeley, Fischer, Ford, Gooch, Graham, Gray, Hall, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Nesler, Yea - p 1459; J. Adams, Yea - p 1639; Crenshaw, Yea; Branham, Yea - p 1653.

HB 232 Pass (Mar 5) Yeas 91—J. Adams, R. Adams, A. Arnold, J. Arnold, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nunn, Palumbo, Pasley, Pullin, Rader, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 1**—Smith.

HB 232 Final Passage (Mar 28) Yeas 95—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, L. Clark, P. Clark, Coleman, Collins, Comer, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 1**—Sims.

Modifications: Childers, Yea - p 4818.

HB 234 Pass (Mar 11) Yeas 87—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Bather, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Ford, Geveden, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Marcotte, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Westrom, Wilkey, Yonts. **Nays 7**—Baugh, C. Belcher, Feeley, Lindsay, Rasche, Simpson, Treesh.

Modifications: Gooch, Yea - p 3719.

HB 235 Pass (Feb 12) Yeas 90—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Gray, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Thomas, Thompson, Treesh, T. Turner, Upchurch, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 1**—Lindsay.

Modifications: Vincent, Yea; Branham, Yea - p 2223.

HB 242 Pass (Feb 13) Yeas 93—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, L. Clark, P. Clark, Coleman, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Geveden, Gooch, Graham, Gray, Hall, Haydon, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, T. Turner, Upchurch, Vincent, Walton, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Wayne, Yea - p 2222.

HB 243 Pass (Mar 15) Yeas 89—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Mckee, Meeks, Miller, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Simpson, Sims, Smith, Stacy, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Weaver, Westrom, Wilkey, Yonts. **Nays 7**—Burch, Marzian, Moberly, Siler, Stein, Wayne, Webb.

Modifications: Branham, Yea - p 4464.

HB 244 Pass (Feb 6) Yeas 97—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Ford, Yea - p 1993; Bather, Yea - p 5137.

HB 244 Final Passage (Mar 8) Yeas 92—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Richards, Riggs, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HB 247 Pass (Feb 14) Yeas 78—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, D Butler, D.D Butler, Callahan, Cherry, L. Clark, P. Clark, Colter, Comer, Cornett, Crenshaw, Crimm, Denham, Deweese, Draud, Feeley, Geveden, Gooch, Graham, Gray, Hall, Haydon, Hoffman, Horlander, Jenkins, Kerr, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stumbo, Thomas, Thompson, Treesh, J. Turner, Vincent, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 13**—C. Belcher, Crall, Damron, Fischer, Ford, Hoover, S. Lee, Mobley, Stewart, Tapp, T. Turner, Upchurch, Wayne.

Modifications: Sims, Yea to Nay - p 2341.

HB 249 Pass (Feb 27) Yeas 96—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Fischer, Ford, Geveden, Gooch, Graham, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Coleman, Yea - p 3147.

HB 249 Final Passage (Apr 2) Yeas 91—J. Adams, R. Adams, Adkins, Allen, J. Arnold, A. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rasche, Reinhardt, Richards, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Westrom, Wilkey, Yonts. **Nays 1**—Webb.

HB 250 Pass (Jan 24) Yeas 93—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Ford, Geveden, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 5**—Crall, Fischer, Gooch, Hoover, Treesh.

HB 251 Pass (Jan 23) Yeas 94—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Webb, Westrom, Wilkey, Yonts. **Nays 1**—Rader.

Modifications: Ford, Yea - p 1250; Wayne, Yea - p 1459.

HB 251 Final Passage (Apr 2) Yeas 94—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Fischer, Ford, Geveden, Gooch, Graham, Gray, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Reinhardt, Richards, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 1**—Feeley.

HB 254 Pass (Jan 31) Yeas 94—R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Crall, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: J. Adams, Yea - p 1639; Crenshaw, Yea; Branham, Yea - p 1653.

HB 258 Pass (Jan 31) Yeas 93—R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crimm, Damron, Denham, Deweese, Draud, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: J. Adams, Yea - p 1639; Crenshaw, Yea; Branham, Yea - p 1653.

HB 258 Final Passage (Mar 20) Yeas 95—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, T. Turner, Upchurch, Vincent, Walton, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Stein, Yea to Nay - p 4313; Palumbo, Yea - p 4437.

HB 260 Pass (Jan 23) Yeas 97—R. Adams, Adkins, Allen, J. Arnold, A. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Ford, Yea - p 1250.

HB 261 Pass (Jan 18) Yeas 92—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D.D Butler, Callahan, Cherry, Childers, P. Clark, L. Clark, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Mobley, Napier, Nelson, Nesler, Nunn, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Walton, Yea - p 787; Palumbo, Yea - p 1088; Bather, Yea - p 5137.

HB 270 Pass (Mar 14) Yeas 93—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Buckingham, Burch, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Tapp, Thomas, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Barrows, Yea - p 4065.

HB 270 Final Passage (Apr 15) Yeas 69—J. Adams, Adkins, A. Arnold, J. Arnold, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bratcher, Brinkman, Buckingham, Burch, D Butler, Callahan, L. Clark, P. Clark, Coleman, Collins, Colter, Cornett, Crenshaw, Crimm, Damron, Denham, Feeley, Ford, Geveden, Gooch, Graham, Gray, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, Lindsay, Marzian, Meeks, Miller, Moberly, Mobley, Nesler, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Stacy, Stein, Stumbo, Thompson, Vincent, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 24**—R. Adams, Allen, Ballard, Bowling, D.D Butler, Childers, Comer, Crall, Draud, Fischer, Hall, S. Lee, Marcotte, Mckee, Napier, Nelson, Stewart, Tapp, Thomas, Treesh, J. Turner, T. Turner, Upchurch, Walton.

Modifications: Smith, Nay; Palumbo, Yea; Bowling, Nay to Yea - p 5136; Cherry, Yea - p 5137.

HB 272 Pass (Jan 23) Yeas 97—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Simpson, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 1**—Sims.

Modifications: Ford, Yea - p 1250.

HB 273 Pass (Feb 4) Yeas 95—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Brinkman, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HB 279 Pass (Jan 22) Yeas 97—R. Adams, J. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, L. Belcher, C. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Stein, Yea - p 787; Branham, Yea - p 1023.

HB 280 Pass (Mar 15) Yeas 90—J. Adams, R. Adams, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Childers, L. Clark, P. Clark, Collins, Colter, Comer, Cornett, Crall, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Hoffman, Hoover, Horlander, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Wilkey, Yonts. **Nays 0.**

Modifications: Jenkins, Yea; Adkins, Yea - p 4084; Crenshaw, Yea - p 4085; Branham, Yea - p 4464.

HB 281 Pass (Mar 15) Yeas 94—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Childers, L. Clark, P. Clark, Collins, Colter, Comer, Cornett, Crall, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Jenkins, Yea - p 4084; Crenshaw, Yea - p 4085; Branham, Yea - p 4464.

HB 282 Pass (Jan 18) Yeas 91—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Mobley, Napier, Nelson, Nesler, Nunn, Pasley, Pullin, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Walton, Yea - p 787; Palumbo, Yea - p 1088; Bather, Yea - p 5137.

HB 283 Pass (Feb 5) Yeas 99—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Nelson, Yea to Nay - p 2811.

HB 283 Final Passage (Mar 8) Yeas 92—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Wilkey, Yonts. **Nays 0.**

HB 284 Pass (Feb 14) Yeas 89—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Bather, Baugh, C. Belcher, L. Belcher, Branham, Bratcher, Brinkman, Bruce, Buckingham, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Colter, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 5**—Bowling, Comer, S. Lee, Lindsay, Sims.

HB 286 Pass (Jan 29) Yeas 92—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Gooch, Graham, Gray, Hall, Haydon, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Vincent, Walton, Wayne, Weaver, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Upchurch, Yea - p 1403; Geveden, Yea - p 1405; Webb, Yea - p 1652.

HB 287 Pass (Jan 29) Yeas 94—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Gooch, Graham, Gray, Hall, Haydon, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Upchurch, Yea - p 1403; Geveden, Yea - p 1405.

HB 288 Pass (Jan 31) Yeas 95—R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Crall, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: J. Adams, Yea - p 1639; Crenshaw, Yea; Branham, Yea - p 1653.

HB 289 Pass (Feb 27) Yeas 99—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Coleman, Yea - p 3147.

HB 292 Pass (Jan 22) Yeas 97—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Stein, Yea - p 787; Branham, Yea - p 1023.

HB 293 Pass (Feb 8) Yeas 89—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Buckingham, Burch, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Hall, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, T. Turner, Upchurch, Vincent, Walton, Wayne, Webb, Yonts. **Nays 0.**

Modifications: Crenshaw, Yea - p 2123.

HB 293 Final Passage (Apr 2) Yeas 93—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HB 296 Pass (Feb 22) Yeas 83—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Childers, L. Clark, P. Clark, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Gooch, Gray, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Meeks, Miller, Moberly, Mobley, Napier, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Westrom. **Nays 8**—Barrows, Bather, Coleman, Heleringer, Stumbo, Webb, Wilkey, Yonts.

Modifications: Haydon, Yea - p 2864; Geveden, Yea - p 3054; McKee, Yea - p 3432.

HB 297 Pass (Jan 28) Yeas 95—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marzian, Mckee, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Marcotte, Yea; Hoover, Yea; Meeks, Yea - p 1258.

HB 298 Pass (Feb 1) Yeas 91—J. Adams, R. Adams, Adkins, Allen, A. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D.D Butler, Callahan, Childers, L. Clark, P. Clark, Coleman, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 2**—Bowling, S. Lee.

Modifications: J. Arnold, Yea - p 1652; Cherry, Yea - p 1653.

HB 299 Pass (Feb 7) Yeas 99—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Nelson, Yea - p 1731.

HB 302 Pass (Jan 28) Yeas 96—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Hoover, Yea; Meeks, Yea - p 1258.

HB 305 Pass (Feb 4) Yeas 94—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 2**—Hoover, Lindsay.

HB 307 Pass (Jan 22) Yeas 96—R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Stein, Yea - p 787; Branham, Yea - p 1023.

HB 308 Pass (Jan 23) Yeas 97—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Ford, Yea - p 1250.

HB 309 Pass (Jan 25) Yeas 93—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Brinkman, Bruce, Buckingham, Burch, D.D Butler, Callahan, Cherry, Childers, P. Clark, L. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Hoffman, Hoover, Horlander, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Jenkins, Yea; Branham, Yea; Stein, Yea - p 1258.

HB 309 Final Passage (Mar 8) Yeas 94—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pullin, Rader, Rasche, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Webb, Westrom, Wilkey, Yonts. **Nays 1**—Pasley.

HB 313 Pass (Feb 12) Yeas 84—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Comer, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, T. Turner, Wayne, Webb, Westrom, Wilkey, Yonts. **Nays 5**—Colter, Ford, Mobley, Smith, Walton.

Modifications: Walton, Nay to Yea - p 2122; Sims, Nay; Vincent, Yea; Branham, Yea - p 2223.

HB 314 Pass (Feb 14) Yeas 86—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Stein, Stumbo, Tapp, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 8**—Allen, Hall, Napier, Nelson, Stacy, Stewart, Thomas, Vincent.

Modifications: Webb, Yea - p 2006; Smith, Yea - p 2341.

HB 314 Concur Senate Committee Substitute No. 1 (Mar 12) Yeas 10—J. Adams, A. Arnold, Barrows, Damron, Graham, Gray, Hoffman, Mckee, Palumbo, Pasley. **Nays 83**—R. Adams, Adkins, Allen, J. Arnold, Ballard, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Hall, Heleringer, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Pullin, Rasche, Reinhardt, Richards, Riggs, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Westrom, Wilkey, Yonts.

Modifications: Meeks, Nay - p 3805.

HB 314 Adopt Free Conference Committee Report No. 1 (Mar 26) Yeas 87—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Sims, Smith, Stacy, Stein, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Wilkey, Yonts. **Nays 5**—Bratcher, Napier, Siler, Stewart, T. Turner.

HB 314 Final Passage (Mar 26) Yeas 85—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Sims, Smith, Stacy, Stein, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Wilkey, Yonts. **Nays 8**—Allen, Bratcher, Colter, Napier, Nelson, Siler, Stewart, T. Turner.

Modifications: Barrows, Yea - p 4818; Marcotte, Yea to Nay, Walton, Yea to Nay - p 4871.

HB 316 Pass (Feb 5) Yeas 97—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HB 319 Pass (Mar 5) Yeas 98—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HB 320 Pass (Jan 31) Yeas 92—R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Crall, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, Lindsay, Marcotte, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Branham, Yea - p 1653.

HB 321 Pass (Feb 6) Yeas 95—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Bruce, Buckingham, Burch, D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Dw. Butler, Yea; Brinkman, Yea - p 1909; Ford, Yea - p 1993; Bather, Yea - p 5137.

HB 322 Pass (Feb 7) Yeas 95—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Ford, Yea - p 1993.

HB 325 Pass (Jan 31) Yeas 90—R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Gray, Hall, Heleringer, Hoffman, Hoover, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Tapp, Thomas, Thompson, Treesh, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Horlander, Yea; J. Adams, Yea - p 1639; Crenshaw, Yea; Branham, Yea - p 1653.

HB 327 Pass (Feb 5) Yeas 97—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HB 329 Pass (Feb 12) Yeas 94—J. Adams, R. Adams, Adkins, Allen, J. Arnold, A. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, T. Turner, Upchurch, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Vincent, Yea; Branham, Yea; Sims, Yea - p 2223; Collins, Yea - p 3372.

HB 330 Pass (Feb 5) Yeas 97—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HB 330 Final Passage (Mar 8) Yeas 95—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HB 332 Pass (Feb 4) Yeas 94—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Nelson, Yea - p 1731.

HB 333 Pass (Feb 12) Yeas 90—R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, Coleman, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Smith, Stacy, Stewart, Tapp, Thomas, Thompson, Treesh, T. Turner, Upchurch, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Barrows, Yea; P. Clark, Yea - p 2122; Vincent, Yea; Branham, Yea; Sims, Yea - p 2223; Collins, Yea - p 3372.

HB 333 Final Passage (Mar 28) Yeas 99—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HB 334 Pass (Mar 4) Yeas 95—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Tapp, Thompson, Treesh, J. Turner, T. Turner, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Thomas, Yea - p 3245.

HB 338 Pass (Feb 1) Yeas 92—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Napier, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riner, Scott, Siler, Simpson, Sims, Smith, Stein, Stewart, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Barrows, Yea - p 1665; Nelson, Yea - p 1731.

HB 338 Final Passage (Apr 1) Yeas 94—R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HB 339 Pass (Feb 1) Yeas 96—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Nelson, Yea - p 1731.

HB 339 Final Passage (Mar 20) Yeas 93—R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Palumbo, Yea - p 4437.

HB 340 Pass (Jan 24) Yeas 95—R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Westrom, Wilkey, Yonts. **Nays 0.**

HB 341 Pass (Feb 11) Yeas 71—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, L. Belcher, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Collins, Colter, Cornett, Crenshaw, Crimm, Damron, Denham, Draud, Feeley, Ford, Gooch, Graham, Hall, Haydon, Hoffman, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riner, Scott, Siler, Smith, Stacy, Stein, Stumbo, J. Turner, T. Turner, Wayne, Weaver, Westrom, Wilkey, Yonts. **Nays 25**—Allen, Barrows, Baugh, C. Belcher, Bowling, Comer, Crall, Deweese, Fischer, Gray, Heleringer, Hoover, Lindsay, Napier, Riggs, Simpson, Sims, Stewart, Tapp, Thomas, Thompson, Treesh, Upchurch, Vincent, Walton.

Modifications: Geveden, Yea - p 2123.

HB 343 Pass (Jan 24) Yeas 95—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stein, Stewart, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Westrom, Wilkey, Yonts. **Nays 0.**

HB 344 Pass (Feb 12) Yeas 94—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, T. Turner, Upchurch, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Vincent, Yea; Branham, Yea; Sims, Yea - p 2223; Collins, Yea - p 3372.

HB 346 Pass (Jan 29) Yeas 89—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Comer, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Hall, Haydon, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Mckee, Meeks, Moberly, Mobley, Napier, Nelson, Nesler, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stewart, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Barrows, Yea - p 1459.

HB 347 Pass (Jan 31) Yeas 93—R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Crall, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Yonts. **Nays 2**—Heleringer, Wilkey.

Modifications: Wilkey, Nay to Yea - p 1457; J. Adams, Yea - p 1639; Crenshaw, Yea; Branham, Yea - p 1653.

HB 348 Pass (Jan 28) Yeas 97—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Draud, Yea - p 1258; Haydon, Yea - p 1459; Mobley, Yea - p 1659.

HB 348 Final Passage (Apr 1) Yeas 96—R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HB 349 Pass (Feb 8) Yeas 91—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Crall, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Westrom, Yonts. **Nays 0.**

Modifications: Webb, Yea - p 2006; Crenshaw, Yea - p 2123.

HB 350 Pass (Jan 31) Yeas 95—R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Heleringer, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Hoffman, Yea; J. Adams, Yea - p 1639; Crenshaw, Yea; Branham, Yea - p 1653.

HB 351 Pass (Feb 13) Yeas 96—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, L. Clark, P. Clark, Coleman, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 1**—Miller.

HB 353 Pass (Jan 25) Yeas 77—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Baugh, C. Belcher, L. Belcher, Brinkman, Buckingham, Burch, D.D Butler, Callahan, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Hoffman, Hoover, Horlander, Kerr, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Mobley, Napier, Nelson, Palumbo, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Stumbo, Thomas, Thompson, Treesh, T. Turner, Upchurch, Vincent, Walton, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Nesler, Yea - p 1250; Bowling, Yea; Jenkins, Yea; Branham, Yea; Stein, Yea - p 1258; J. Lee, Yea - p 1458.

HB 353 Final Passage (Mar 8) Yeas 93—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Fischer, Ford, Geveden, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HB 357 Pass (Feb 13) Yeas 97—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Collins, Yea - p 3372.

HB 357 Final Passage (Apr 2) Yeas 96—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HB 358 Pass (Jan 31) Yeas 94—R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, S. Lee, Lindsay, Marcotte, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: J. Adams, Yea - p 1639; Crenshaw, Yea; Branham, Yea - p 1653.

HB 359 Pass (Mar 19) Yeas 75—R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Branham, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Comer, Cornett, Crenshaw, Crimm, Denham, Ford, Geveden, Gooch, Gray, Hall, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, Lindsay, Mckee, Meeks, Miller, Moberly, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stumbo, Thomas, Thompson, J. Turner, T. Turner, Upchurch, Vincent, Wayne, Weaver, Webb, Westrom, Wilkey. **Nays 15**—Allen, Bratcher, Crall, Damron, Deweese, Draud, Feeley, Fischer, Marcotte, Marzian, Mobley, Reinhardt, Stewart, Tapp, Treesh.

Modifications: Walton, Nay; Colter, Yea - p 4183.

HB 365 Pass (Feb 4) Yeas 92—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Weaver, Webb, Westrom, Yonts. **Nays 2**—Simpson, Sims.

Modifications: Nelson, Yea - p 1731.

HB 367 Pass (Mar 4) Yeas 91—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Tapp, Thompson, Treesh, J. Turner, T. Turner, Vincent, Walton, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 4**—Bather, Marzian, Stein, Wayne.

Modifications: Thomas, Yea - p 3245; Crall, Yea - p 4916.

HB 369 Adopt Floor Amendment No. 22 (Feb 26) Yeas 52—J. Adams, Allen, Bather, L. Belcher, Bowling, Bratcher, Brinkman, Burch, D Butler, Callahan, Cherry, L. Clark, P. Clark, Comer, Crenshaw, Crimm, Deweese, Draud, Feeley, Gray, Haydon, Heleringer, Hoffman, Horlander, Jenkins, J. Lee, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Riggs, Riner, Scott, Siler, Simpson, Sims, Stein, Stewart, Thompson, J. Turner, Walton, Weaver, Westrom, Wilkey. **Nays 44**—R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, Branham, Buckingham, D.D Butler, Childers, Coleman, Collins, Colter, Cornett, Crall, Damron, Denham, Fischer, Ford, Geveden, Gooch, Graham, Hoover, Kerr, S. Lee, Lindsay, Marcotte, Pullin, Rader, Rasche, Reinhardt, Richards, Smith, Stacy, Stumbo, Tapp, Thomas, Treesh, T. Turner, Upchurch, Vincent, Webb, Yonts.

Modifications: Wayne, Yea - p 2907.

HB 369 Adopt Floor Amendment No. 23 (Feb 26) Yeas 39—R. Adams, Allen, A. Arnold, Ballard, Baugh, C. Belcher, D.D Butler, Cherry, Childers, Comer, Crall, Crimm, Deweese, Feeley, Fischer, Ford, Geveden, Heleringer, Hoover, Kerr, S. Lee, Lindsay, Marcotte, Napier, Nunn, Pullin, Rader, Rasche, Reinhardt, Smith, Stacy, Stewart, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Yonts. **Nays 57**—J. Adams, Adkins, J. Arnold, Barrows, Bather, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Buckingham, Burch, D Butler, Callahan, L. Clark, P. Clark, Coleman, Colter, Crenshaw, Damron, Denham, Draud, Gooch, Graham, Gray, Hall, Haydon, Hoffman, Horlander, Jenkins, J. Lee, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Nelson, Nesler, Palumbo, Pasley, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Stein, Stumbo, Tapp, Thomas, Thompson, Wayne, Weaver, Webb, Westrom.

HB 369 Pass (Feb 26) Yeas 94—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 4**—Baugh, Cornett, Hoover, Rader.

Modifications: Ford, Nay to Yea (Nay vote not formally recorded) - p 5136.

HB 371 Pass (Feb 5) Yeas 86—J. Adams, R. Adams, Adkins, A. Arnold, Ballard, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Fischer, Ford, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Kerr, J. Lee, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stein, Stewart, Stumbo, Tapp, Thompson, Treesh, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 5**—J. Arnold, Lindsay, Stacy, Thomas, J. Turner.

Modifications: S. Lee, Nay; Jenkins, Yea; Palumbo, Yea; Cherry, Yea; Comer, Yea to Nay - p 1731.

HB 372 Pass (Feb 21) Yeas 91—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nesler, Nunn, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Yonts. **Nays 3**—Damron, Nelson, Palumbo.

Modifications: Wilkey, Yea - p 2811.

HB 372 Final Passage (Apr 2) Yeas 81—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Bather, Baugh, C. Belcher, L. Belcher, Bratcher, Brinkman, Burch, D Butler, D.D Butler, Callahan, Cherry, L. Clark, P. Clark, Collins, Colter, Comer, Crall, Crenshaw, Crimm, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Moberly, Mobley, Nelson, Nesler, Nunn, Pasley, Rasche, Reinhardt, Richards, Riner, Scott, Siler, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey. **Nays 11**—Barrows, Bowling, Buckingham, Childers, Cornett, Damron, S. Lee, Napier, Palumbo, Pullin, Yonts.

HB 376 Pass (Jan 28) Yeas 94—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Yonts. **Nays 0.**

Modifications: Hoover, Yea; Meeks, Yea - p 1258; Barrows, Yea - p 1459.

HB 376 Final Passage (Apr 1) Yeas 89—R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, Coleman, Collins, Colter, Comer, Cornett, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riner, Scott, Siler, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Burch, Yea - p 4916.

HB 377 Pass (Feb 25) Yeas 66—J. Adams, Adkins, A. Arnold, J. Arnold, Barrows, Bather, C. Belcher, L. Belcher, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, L. Clark, P. Clark, Collins, Colter, Crenshaw, Draud, Feeley, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Horlander, Jenkins, Lindsay, Marzian, Mckee, Meeks, Miller, Napier, Nelson, Nesler, Pasley, Pullin, Rasche, Richards, Riggs, Riner, Scott, Siler, Simpson, Stacy, Stein, Stewart, Thomas, Thompson, Treesh, J. Turner, Vincent, Wayne, Webb, Westrom, Wilkey, Yonts. **Nays 23**—R. Adams, Ballard, Baugh, Bowling, Coleman, Comer, Crimm, Damron, Denham, Fischer, Hoover, Kerr, S. Lee, Marcotte, Mobley, Nunn, Palumbo, Sims, Smith, Stumbo, Tapp, T. Turner, Walton.

Modifications: Brinkman, Yea to Nay - p 2864; Reinhardt, Yea - p 2907.

HB 378 Pass (Feb 21) Yeas 97—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Gray, Hall, Haydon, Heleringer, Hoffman, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HB 381 Pass (Feb 15) Yeas 83—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Comer, Cornett, Crall, Crenshaw, Crimm, Denham, Deweese, Feeley, Fischer, Ford, Geveden, Graham, Gray, Hall, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Tapp, Thomas, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Wayne, Weaver, Webb, Wilkey, Yonts. **Nays 0.**

Modifications: Palumbo, Yea - p 2358; Colter, Yea; Stein, Yea; Westrom, Yea - p 2606; Haydon, Yea - p 2864; Collins, Yea - p 3372; Bather, Yea - p 5137.

HB 383 Pass (Feb 21) Yeas 89—J. Adams, R. Adams, Allen, A. Arnold, J. Arnold, Ballard, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Gray, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Mobley, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stein, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Westrom, Wilkey, Yonts. **Nays 9**—Adkins, Barrows, Collins, Hall, Moberly, Napier, Stacy, Stumbo, Webb.

HB 386 Pass (Feb 4) Yeas 95—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Nesler, Yea - p 1665.

HB 387 Pass (Feb 5) Yeas 93—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Horlander, Jenkins, J. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 2**—Hoover, Kerr.

Modifications: S. Lee, Yea - p 1731.

HB 387 Final Passage (Apr 2) Yeas 78—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Bather, C. Belcher, L. Belcher, Bowling, Brinkman, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Ford, Geveden, Gooch, Graham, Gray, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, J. Lee, S. Lee, Marcotte, Marzian, Mckee, Meeks, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Rader, Rasche, Reinhardt, Richards, Riner, Siler, Simpson, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thompson, J. Turner, T. Turner, Upchurch, Weaver, Webb, Westrom, Yonts. **Nays 1**—Pullin.

HB 388 Pass (Jan 28) Yeas 96—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Hoover, Yea; Meeks, Yea - p 1258.

HB 389 Pass (Jan 28) Yeas 96—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Hoover, Yea; Meeks, Yea - p 1258.

HB 390 Pass (Feb 4) Yeas 94—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Brinkman, Bruce, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HB 390 Final Passage (Mar 29) Yeas 90—J. Adams, R. Adams, Adkins, Allen, J. Arnold, Ballard, Bather, Baugh, C. Belcher, L. Belcher, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thompson, J. Turner, T. Turner, Upchurch, Vincent, Walton, Weaver, Webb, Westrom, Yonts. **Nays 2**—Barrows, Thomas.

Modifications: Nesler, Yea - p 1665.

HB 391 Pass (Mar 14) Yeas 96—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Stumbo, Tapp, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HB 391 Not Concur Senate Floor Amendment No. 1 (Apr 2) Yeas 61—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, L. Belcher, Bowling, Buckingham, Burch, D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Crenshaw, Denham, Draud, Feeley, Ford, Geveden, Graham, Gray, Haydon, Hoffman, Horlander, Jenkins, Kerr, J. Lee, Lindsay, Marzian, Mckee, Meeks, Moberly, Nesler, Palumbo, Pasley, Pullin, Rasche, Richards, Riner, Scott, Simpson, Sims, Stacy, Stein, Stumbo, Thomas, Thompson, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 33**—Allen, C. Belcher, Bratcher, Brinkman, Bruce, D.D Butler, Colter, Comer, Cornett, Crall, Crimm, Damron, Deweese, Fischer, Gooch, Heleringer, Hoover, S. Lee, Marcotte, Mobley, Nelson, Nunn, Rader, Reinhardt, Siler, Stewart, Tapp, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton.

HB 391 Final Passage (Apr 15) Yeas 96—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Cherry, Yea - p 5137.

HB 393 Pass (Jan 31) Yeas 93—R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Geveden, Gooch, Graham, Gray, Hall, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: J. Adams, Yea - p 1639; Crenshaw, Yea; Branham, Yea - p 1653.

HB 393 Final Passage (Mar 21) Yeas 94—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, T. Turner, Upchurch, Vincent, Walton, Wayne, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Colter, Yea - p 4375.

HB 394 Pass (Feb 11) Yeas 95—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Geveden, Yea - p 2123.

HB 395 Pass (Mar 5) Yeas 93—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Bather, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HB 399 Pass (Jan 29) Yeas 99—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HB 399 Final Passage (Mar 8) Yeas 94—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Pasley, Pullin, Rader, Rasche, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Palumbo, Yea - p 3589.

HB 400 Pass (Feb 13) Yeas 94—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Childers, L. Clark, P. Clark, Coleman, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Collins, Yea - p 3372.

HB 402 Pass (Mar 11) Yeas 94—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 1**—S. Lee.

HB 405 Pass (Mar 14) Yeas 95—R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 2**—Barrows, Wayne.

Modifications: Childers, Yea - p 4065.

HB 405 Final Passage (Apr 2) Yeas 91—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Marcotte, Marzian, Mckee, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HB 411 Pass (Feb 4) Yeas 89—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Tapp, Thomas, Thompson, J. Turner, T. Turner, Upchurch, Vincent, Walton, Weaver, Webb, Westrom, Yonts. **Nays 0.**

Modifications: Nelson, Yea - p 1731.

HB 412 Pass (Feb 8) Yeas 93—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Webb, Westrom, Yonts. **Nays 0.**

Modifications: Crenshaw, Yea - p 2123.

HB 415 Pass (Feb 28) Yeas 95—J. Adams, R. Adams, Adkins, Allen, A. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers L. Clark, P. Clark, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Horlander, Jenkins, Kerr, J. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: J. Arnold, Yea - p 3174.

HB 416 Pass (Feb 6) Yeas 85—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, C. Belcher, L. Belcher, Bowling, Branham, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Thomas, Thompson, Treesh, J. Turner, T. Turner, Vincent, Weaver, Westrom, Wilkey, Yonts. **Nays 7**—Comer, Feeley, Fischer, S. Lee, Tapp, Upchurch, Walton.

Modifications: Ford, Yea - p 1993; Webb, Yea - p 2006; Bather, Yea - p 5137.

HB 417 Pass (Feb 21) Yeas 89—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Damron, Denham, Deweese, Draud, Fischer, Ford, Geveden, Gooch, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Mckee, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 8**—Bratcher, L. Clark, Crimm, Horlander, Jenkins, Marzian, Meeks, Miller.

HB 418 Pass (Feb 25) Yeas 96—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Crall, Yea - p 2864; Reinhardt, Yea - p 2907.

HB 421 Pass (Feb 4) Yeas 89—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Childers, L. Clark, P. Clark, Coleman, Collins, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Marcotte, Marzian, Mckee, Miller, Moberly, Mobley, Napier, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 4**—Cherry, Heleringer, Lindsay, Meeks.

Modifications: Colter, Yea; Nesler, Yea - p 1665; Nelson, Yea - p 1731.

HB 422 Pass (Feb 1) Yeas 93—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Westrom, Wilkey, Yonts. **Nays 0.**

HB 423 Pass (Feb 4) Yeas 90—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Baugh, C. Belcher, L. Belcher, Branham, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, J. Turner, T. Turner, Upchurch, Vincent, Walton, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HB 426 Pass (Mar 14) Yeas 97—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HB 427 Pass (Mar 5) Yeas 98—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crenshaw, Crimm, Damron, Denham, Deweese, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Crall, Yea - p 3372.

HB 428 Pass (Feb 19) Yeas 96—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, C. Belcher, L. Belcher, Bowling, Branham, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Webb, Yea - p 1652; Baugh, Yea - p 2633.

HB 428 Final Passage (Mar 27) Yeas 95—J. Adams, R. Adams, Adkins, Allen, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: P. Clark, Yea - p 4766.

HB 430 Pass (Feb 11) Yeas 97—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Geveden, Yea - p 2123; Horlander, Yea - p 2222.

HB 436 Pass (Feb 15) Yeas 82—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Comer, Crall, Crimm, Damron, Denham, Deweese, Feeley, Fischer, Ford, Geveden, Graham, Gray, Hall, Heleringer, Hoffman, Hoover, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Wayne, Weaver, Webb, Wilkey, Yonts. **Nays 0.**

Modifications: Crenshaw, Yea - p 2358; Colter, Yea; Stein, Yea; Westrom, Yea - p 2606; Horlander, Yea - p 2650; Haydon, Yea - p 2864; Collins, Yea - p 3372; Bather, Yea - p 5137.

HB 438 Pass (Feb 4) Yeas 91—J. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, C. Belcher, L. Belcher, Bowling, Branham, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, J. Turner, T. Turner, Upchurch, Vincent, Walton, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: S. Lee, Yea - p 1665; Nelson, Yea - p 1731.

HB 442 Pass (Feb 5) Yeas 93—J. Adams, R. Adams, Adkins, Allen, A. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marzian, Mckee, Meeks, Miller, Moberly, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Marcotte, Yea; Mobley, Yea - p 1731.

HB 443 Pass (Feb 21) Yeas 97—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HB 444 Pass (Mar 18) Yeas 87—R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Brinkman, Buckingham, Burch, D.D Butler, D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Feeley, Fischer, Ford, Geveden, Gooch, Gray, Hall, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pullin, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Westrom, Yonts. **Nays 0.**

Modifications: Bather, Yea - p 5137.

HB 445 Pass (Feb 6) Yeas 96—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Ford, Yea - p 1993; Bather, Yea - p 5137.

HB 446 Pass (Feb 5) Yeas 95—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Wilkey, Yonts. **Nays 0.**

Modifications: Crall, Yea; Westrom, Yea - p 1731.

HB 448 Pass (Feb 5) Yeas 96—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HB 449 Pass (Feb 8) Yeas 90—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Crall, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Westrom, Yonts. **Nays 0.**

Modifications: Webb, Yea - p 2006; Crenshaw, Yea - p 2123.

HB 451 Pass (Feb 21) Yeas 97—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Geveden, Gooch, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Westrom, Yea - p 2606.

HB 452 Pass (Feb 19) Yeas 53—J. Adams, Adkins, A. Arnold, J. Arnold, Barrows, Bather, L. Belcher, Bruce, Buckingham, Burch, D Butler, Callahan, Cherry, L. Clark, Coleman, Comer, Crenshaw, Denham, Draud, Feeley, Geveden, Haydon, Hoffman, Horlander, Jenkins, Kerr, J. Lee, Lindsay, Marzian, Mckee, Meeks, Moberly, Napier, Nunn, Palumbo, Pasley, Rasche, Richards, Riggs, Scott, Simpson, Sims, Stacy, Stein, Stumbo, Tapp, Thomas, Thompson, Vincent, Wayne, Weaver, Westrom, Wilkey. **Nays 41**—R. Adams, Allen, Ballard, C. Belcher, Bowling, Bratcher, Brinkman, D.D Butler, Childers, P. Clark, Collins, Colter, Cornett, Crall, Crimm, Damron, Deweese, Fischer, Ford, Gooch, Gray, Hall, Hoover, S. Lee, Marcotte, Mobley, Nelson, Nesler, Pullin, Rader, Reinhardt, Riner, Siler, Smith, Stewart, Treesh, J. Turner, T. Turner, Upchurch, Walton, Yonts.

Modifications: Yonts, Nay to Abstain - p 2606; Baugh, Nay - p 2633.

HB 452 Final Passage (Mar 27) Yeas 56—J. Adams, Adkins, J. Arnold, Bather, L. Belcher, Bowling, Bruce, Buckingham, Burch, D Butler, Callahan, Cherry, L. Clark, Coleman, Colter, Comer, Crenshaw, Denham, Draud, Feeley, Geveden, Graham, Gray, Haydon, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marzian, Mckee, Meeks, Moberly, Nesler, Nunn, Pasley, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Simpson, Sims, Stacy, Stein, Stumbo, Thomas, Thompson, Vincent, Wayne, Weaver, Webb, Westrom, Wilkey. **Nays 35**—R. Adams, Allen, Ballard, Baugh, C. Belcher, Bratcher, Brinkman, D.D Butler, Childers, Collins, Cornett, Crall, Crimm, Damron, Deweese, Fischer, Ford, Gooch, Hall, Hoover, Marcotte, Mobley, Napier, Nelson, Pullin, Rader, Siler, Smith, Stewart, Tapp, Treesh, J. Turner, T. Turner, Upchurch, Walton.

Modifications: Hoffman, Yea; P. Clark, Yea - p 4766; Colter, Yea to Nay - p 4813; Palumbo, Yea - p 5092.

HB 453 Pass (Feb 11) Yeas 89—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Bather, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Ford, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Horlander, Jenkins, Kerr, J. Lee, Marzian, Mckee, Meeks, Miller, Moberly, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 7**—Allen, Baugh, Crall, Fischer, Hoover, Lindsay, Mobley.

Modifications: Geveden, Yea - p 2123.

HB 453 Final Passage (Mar 29) Yeas 90—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Feeley, Ford, Geveden, Gooch, Graham, Gray, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Stumbo, Tapp, Thomas, Thompson, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Fischer, Yea - p 4916.

HB 455 Pass (Mar 5) Yeas 98—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HB 455 Final Passage (Mar 26) Yeas 96—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HB 456 Pass (Feb 8) Yeas 91—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Hall, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, T. Turner, Upchurch, Vincent, Walton, Wayne, Webb, Westrom, Yonts. **Nays 0.**

Modifications: Crenshaw, Yea - p 2123.

HB 457 Pass (Feb 15) Yeas 85—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Feeley, Fischer, Ford, Geveden, Graham, Gray, Hall, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Tapp, Thomas, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Wayne, Weaver, Webb, Wilkey, Yonts. **Nays 0.**

Modifications: Stein, Yea - p 2606; Haydon, Yea - p 2864; Collins, Yea - p 3372.

HB 457 Final Passage (Apr 15) Yeas 93—J. Adams, R. Adams, Adkins, Allen, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crenshaw, Crimm, Damron, Denham, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Yonts. **Nays 0.**

Modifications: Nunn, Yea - p 5121; A. Arnold, Yea - p 5136; Treesh, Yea; Crall, Yea - p 5137.

HB 458 Pass (Feb 7) Yeas 98—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HB 464 Pass (Feb 11) Yeas 89—R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Ford, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, Lindsay, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 4**—Allen, Fischer, Gooch, S. Lee.

Modifications: Geveden, Yea - p 2123.

HB 466 Pass (Feb 7) Yeas 96—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, J. Turner, T. Turner, Upchurch, Vincent, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HB 467 Pass (Mar 7) Yeas 94—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Scott, Siler, Simpson, Sims, Smith, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Cherry, Yea - p 3432; Barrows, Yea - p 3984.

HB 469 Pass (Feb 20) Yeas 97—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Buckingham, Yea - p 2811.

HB 469 Final Passage (Mar 28) Yeas 96—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Wilkey, Yonts. **Nays 0.**

Modifications: Geveden, Yea - p 4818.

HB 470 Pass (Feb 15) Yeas 84—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bratcher, Brinkman, Bruce, Buckingham, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Feeley, Fischer, Ford, Geveden, Graham, Gray, Hall, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, Lindsay, Marcotte, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Wayne, Weaver, Webb, Wilkey, Yonts. **Nays 0.**

Modifications: Colter, Yea; Stein, Yea; Westrom, Yea - p 2606; Haydon, Yea - p 2864; Collins, Yea - p 3372; Bather, Yea - p 5137.

HB 470 Final Passage (Mar 21) Yeas 97—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HB 471 Pass (Feb 28) Yeas 67—J. Adams, R. Adams, Adkins, Allen, A. Arnold, Ballard, Barrows, Bather, L. Belcher, Bowling, Branham, Bruce, Buckingham, Burch, D Butler, Callahan, Cherry, L. Clark, P. Clark, Collins, Crenshaw, Crimm, Denham, Deweese, Draud, Feeley, Geveden, Graham, Gray, Hall, Haydon, Heleringer, Horlander, Jenkins, Kerr, J. Lee, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Nesler, Nunn, Palumbo, Pasley, Pullin, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Smith, Stacy, Stein, Stumbo, Tapp, Thomas, Thompson, J. Turner, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 18**—Baugh, C. Belcher, Bratcher, D.D Butler, Comer, Crall, Damron, Fischer, Ford, S. Lee, Lindsay, Mobley, Rasche, Sims, Stewart, Treesh, T. Turner, Vincent.

Modifications: J. Turner, Yea to Nay; Yonts, Yea to Nay; Allen, Yea to Nay - p 3147; Ballard, Yea to Nay; Tapp, Yea to Nay - p 3148; Bowling, Yea to Nay; Pasley, Yea to Nay - p 3154; Brinkman, Nay - p 3157; J. Arnold, Yea - p 3174.

HB 473 Pass (Feb 15) Yeas 82—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bratcher, Brinkman, Bruce, Buckingham, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Comer, Cornett, Crall, Crimm, Damron, Denham, Deweese, Feeley, Fischer, Ford, Geveden, Graham, Gray, Hall, Heleringer, Hoffman, Hoover, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Wayne, Weaver, Webb, Wilkey, Yonts. **Nays 0.**

Modifications: Crenshaw, Yea; Palumbo, Yea - p 2358; Colter, Yea; Westrom, Yea - p 2606; Horlander, Yea - p 2650; Haydon, Yea - p 2864; Collins, Yea - p 3372; Bather, Yea - p 5137.

HB 473 Final Passage (Apr 2) Yeas 95—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HB 474 Pass (Feb 13) Yeas 87—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Brinkman, Bruce, Buckingham, D Butler, D.D Butler, Callahan, Cherry, Childers, P. Clark, Coleman, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Hall, Haydon, Hoover, Horlander, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Treesh, T. Turner, Upchurch, Vincent, Walton, Weaver, Webb, Westrom, Yonts. **Nays 5**—Burch, L. Clark, Gray, Hoffman, Jenkins.

Modifications: Wayne, Yea; Yonts, Yea to Nay; Nesler, Yea to Nay; Vincent, Yea to Nay - p 2222; Wilkey, Yea - p 2341.

HB 477 Pass (Feb 11) Yeas 96—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Geveden, Yea - p 2123; Horlander, Yea - p 2222.

HB 478 Pass (Mar 5) Yeas 98—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HB 481 Adopt Floor Amendment No. 2 (Feb 28) Yeas 76—R. Adams, Adkins, Allen, A. Arnold, Ballard, Barrows, Bather, Baugh, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, D.D Butler, Callahan, Cherry, P. Clark, Coleman, Collins, Colter, Cornett, Crenshaw, Damron, Deweese, Draud, Feeley, Ford, Geveden, Graham, Hall, Haydon, Hoffman, Hoover, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Meeks, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riner, Scott, Simpson, Smith, Stacy, Stein, Stewart, Stumbo, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 17**—J. Adams, C. Belcher, Burch, D Butler, L. Clark, Comer, Crall, Crimm, Fischer, Gooch, Horlander, Mckee, Miller, Riggs, Siler, Sims, Tapp.

HB 481 Pass (Feb 28) Yeas 93—J. Adams, R. Adams, Adkins, Allen, A. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, Upchurch, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 5**—Lindsay, Napier, Stewart, T. Turner, Vincent.

Modifications: J. Arnold, Yea - p 3174; Reinhardt, Yea to Nay – p 3984.

HB 483 Pass (Feb 12) Yeas 84—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, Callahan, Cherry, L. Clark, P. Clark, Coleman, Colter, Comer, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, Lindsay, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Richards, Riggs, Riner, Scott, Siler, Simpson, Smith, Stacy, Stein, Stewart, Tapp, Thomas, Thompson, Treesh, Upchurch, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 7**—Cornett, Fischer, S. Lee, Marcotte, Reinhardt, T. Turner, Walton.

Modifications: Vincent, Nay - p 2222; Branham, Yea; Sims, Yea - p 2223; Collins, Yea - p 3372.

HB 484 Pass (Feb 12) Yeas 93—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, T. Turner, Upchurch, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 1**—Rasche.

Modifications: Vincent, Yea; Branham, Yea; Sims, Yea - p 2223; Collins, Yea - p 3372.

HB 487 Pass (Feb 27) Yeas 95—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Collins, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey. **Nays 0.**

Modifications: Coleman, Yea - p 3147.

HB 487 Final Passage (Apr 1) Yeas 91—R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Ford, Geveden, Graham, Gray, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rasche, Reinhardt, Richards, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HB 488 Pass (Feb 7) Yeas 95—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HB 498 Pass (Mar 7) Yeas 97—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 1**—Hoover.

HB 501 Pass (Feb 25) Yeas 92—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Richards, Riggs, Riner, Scott, Siler, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Vincent, Walton, Wayne, Weaver, Wilkey, Yonts. **Nays 0.**

Modifications: Crall, Yea; Westrom, Yea; Simpson, Yea - p 2864; Reinhardt, Yea - p 2907.

HB 502 Pass (Mar 6) Yeas 93—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, J. Turner, T. Turner, Upchurch, Vincent, Wayne, Weaver, Wilkey, Yonts. **Nays 0.**

Modifications: Damrom, Yea - p 3432; Bather, Yea - p 5137.

HB 503 Pass (Mar 6) Yeas 96—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Damrom, Yea - p 3432; Bather, Yea - p 5137.

HB 503 Final Passage (Apr 2) Yeas 92—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bratcher, Brinkman, Bruce, Burch, D Butler, D.D Butler, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riner, Siler, Simpson, Sims, Smith, Stacy, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 1**—Bowling.

HB 505 Pass (Feb 25) Yeas 94—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Richards, Riggs, Riner, Scott, Siler, Sims, Smith, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Simpson, Yea - p 2864; Reinhardt, Yea - p 2907.

HB 506 Pass (Mar 14) Yeas 98—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Westrom, Wilkey, Yonts. **Nays 0.**

HB 507 Adopt Floor Amendment No. 19 (Mar 13) Yeas 39—Allen, Baugh, Branham, Bratcher, Brinkman, D.D Butler, Childers, Coleman, Colter, Comer, Cornett, Crall, Crimm, Deweese, Feeley, Fischer, Ford, Gooch, Heleringer, Hoover, S. Lee, Marcotte, Mobley, Napier, Nunn, Rader, Reinhardt, Riner, Siler, Smith, Stewart, Tapp, Treesh, J. Turner, T. Turner, Upchurch, Walton, Weaver, Webb. **Nays 39**—J. Adams, Adkins, A. Arnold, Ballard, Barrows, Bather, Bruce, Burch, D Butler, Callahan, Cherry, L. Clark, P. Clark, Collins, Crenshaw, Damron, Denham, Geveden, Gray, Horlander, Jenkins, J. Lee, Lindsay, Marzian, Mckee, Meeks, Miller, Moberly, Nesler, Pasley, Pullin, Richards, Scott, Stacy, Stein, Stumbo, Thomas, Thompson, Wilkey.

HB 507 Adopt Floor Amendment No. 8 (Mar 13) Yeas 9—Bather, Burch, Crenshaw, Heleringer, Riner, J. Turner, Wayne, Webb, Wilkey. **Nays 82**—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Baugh, C. Belcher, L. Belcher, Bowling, Brinkman, Bruce, Buckingham, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crimm, Damron, Denham, Deweese, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, T. Turner, Upchurch, Walton, Weaver, Westrom, Yonts.

Modifications: Barrows, Nay - p 3984.

HB 507 Adopt Floor Amendment No. 2 (Mar 13) Yeas 29—Allen, Ballard, Baugh, Bowling, Buckingham, D.D Butler, Coleman, Comer, Cornett, Fischer, Ford, Heleringer, Hoover, Jenkins, Kerr, S. Lee, Marcotte, Mobley, Nunn, Palumbo, Sims, Smith, Stewart, Tapp, J. Turner, T. Turner, Upchurch, Walton, Wayne. **Nays 54**—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Barrows, Bather, L. Belcher, Branham, Brinkman, Bruce, Burch, D Butler, Childers, L. Clark, P. Clark, Collins, Colter, Crall, Crenshaw, Crimm, Denham, Geveden, Gooch, Graham, Gray, Hall, Haydon, Hoffman, Horlander, J. Lee, Lindsay, Mckee, Meeks, Miller, Moberly, Nelson, Nesler, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Stacy, Stumbo, Thomas, Thompson, Weaver, Wilkey, Yonts.

HB 507 Adopt Floor Amendment No. 9 (Mar 13) Yeas 25—J. Adams, Ballard, Barrows, Bather, Brinkman, Burch, P. Clark, Crenshaw, Crimm, Feeley, Graham, Heleringer, Hoffman, Marcotte, Marzian, Mckee, Nunn, Riner, Simpson, Sims, Treesh, Walton, Wayne, Webb, Wilkey. **Nays 58**—R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Baugh, C. Belcher, L. Belcher, Bowling, Buckingham, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, Coleman, Collins, Colter, Comer, Cornett, Damron, Denham, Deweese, Fischer, Ford, Geveden, Gooch, Gray, Hall, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Miller, Moberly, Mobley, Nelson, Palumbo, Pullin, Rader, Rasche, Richards, Scott, Siler, Smith, Stacy, Stewart, Tapp, Thomas, Thompson, T. Turner, Upchurch, Weaver, Yonts.

Modifications: Nesler, Yea - p 3984.

HB 507 Suspend Rules for House Floor Amendment No. 10 (Mar 13) Yeas 21—J. Adams, Barrows, Bather, Branham, Burch, Crall, Crenshaw, Feeley, Fischer, Heleringer, Mckee, Napier, Nesler, Riner, Stewart, Stumbo, Treesh, J. Turner, Wayne, Webb, Wilkey. **Nays 66**—R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Baugh, C. Belcher, L. Belcher, Bowling, Brinkman, Bruce, Buckingham, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Collins, Colter, Comer, Cornett, Crimm, Damron, Denham, Ford, Geveden, Gooch, Graham, Gray, Hall, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Miller, Moberly, Mobley, Nelson, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Scott, Siler, Sims, Smith, Stacy, Tapp, Thomas, Thompson, T. Turner, Upchurch, Walton, Weaver, Yonts.

HB 507 Suspend Rules for House Floor Amendment No. 21 (Mar 13) Yeas 37—Allen, Ballard, Baugh, L. Belcher, Bowling, Bruce, D.D Butler, Colter, Comer, Cornett, Crall, Crimm, Damron, Fischer, Ford, Heleringer, Hoffman, Hoover, Kerr, S. Lee, Marcotte, Mobley, Napier, Nelson, Nesler, Rader, Reinhardt, Riner, Smith, Stewart, Tapp, Treesh, J. Turner, T. Turner, Upchurch, Walton, Wayne. **Nays 52**—J. Adams, Adkins, J. Arnold, Barrows, Bather, C. Belcher, Branham, Buckingham, Burch, D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Crenshaw, Denham, Feeley, Geveden, Gooch, Graham, Gray, Hall, Haydon, Horlander, Jenkins, J. Lee, Lindsay, Marzian, Mckee, Meeks, Miller, Moberly, Nunn, Palumbo, Pasley, Pullin, Rasche, Richards, Scott, Sims, Stacy, Stein, Stumbo, Thomas, Thompson, Weaver, Westrom, Wilkey, Yonts.

HB 507 Pass (Mar 13) Yeas 96—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 1**—Cornett.

Modifications: Reinhardt, Yea - p 3984; Riggs, Yea - p 4065; Draud, Yea - p 4140; Bratcher, Yea - p 4313.

HB 510 Pass (Mar 8) Yeas 93—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Horlander, Jenkins, Kerr, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HB 511 Pass (Feb 19) Yeas 49—J. Adams, A. Arnold, J. Arnold, Bather, C. Belcher, Buckingham, Burch, D Butler, Callahan, L. Clark, P. Clark, Coleman, Crenshaw, Denham, Draud, Geveden, Gooch, Gray, Haydon, Heleringer, Hoffman, Horlander, Jenkins, Kerr, J. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Moberly, Nunn, Palumbo, Pasley, Reinhardt, Richards, Riggs, Riner, Scott, Simpson, Stumbo, Thomas, Thompson, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 39**—Allen, L. Belcher, Bowling, Branham, Bratcher, Brinkman, D.D Butler, Childers, Collins, Colter, Comer, Cornett, Crall, Crimm, Damron, Deweese, Feeley, Fischer, Ford, Hall, Hoover, S. Lee, Mobley, Napier, Nelson, Pullin, Rader, Siler, Sims, Smith, Stacy, Stewart, Tapp, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton.

Modifications: Nesler, Nay; Adkins, Nay - p 2606; Baugh, Nay - p 2633.

HB 517 Pass (Feb 25) Yeas 88—J. Adams, R. Adams, Adkins, Allen, J. Arnold, Ballard, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Marcotte, Marzian, Mckee, Meeks, Miller, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Richards, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 4**—Brinkman, Hoover, Mobley, Riggs.

Modifications: Crall, Yea - p 2864; Reinhardt, Yea - p 2907.

HB 519 Pass (Mar 14) Yeas 97—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Pasley, Yea - p 4064.

HB 519 Final Passage (Apr 2) Yeas 96—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HB 520 Pass (Feb 19) Yeas 94—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, C. Belcher, L. Belcher, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Fischer, Ford, Geveden, Gooch, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Baugh, Yea - p 2633.

HB 521 Pass (Mar 5) Yeas 79—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, Bowling, Branham, Bratcher, Bruce, Buckingham, D.D Butler, Callahan, Cherry, Childers, Coleman, Collins, Colter, Cornett, Crall, Crenshaw, Crimm, Damron, Deweese, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Heleringer, Hoffman, Hoover, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marzian, Mckee, Meeks, Moberly, Mobley, Nelson, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Stumbo, Thomas, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 19**—Allen, Bather, L. Belcher, Brinkman, Burch, D Butler, L. Clark, P. Clark, Comer, Denham, Horlander, Marcotte, Miller, Napier, Nesler, Stein, Tapp, Thompson, Wayne.

HB 521 Final Passage (Apr 1) Yeas 91—R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Cornett, Crall, Crenshaw, Crimm, Damron, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 3**—Comer, Denham, Lindsay.

HB 522 Pass (Feb 8) Yeas 89—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Collins, Colter, Comer, Cornett, Crall, Crimm, Damron, Denham, Deweese, Draud, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, T. Turner, Upchurch, Vincent, Walton, Wayne, Webb, Westrom, Yonts. **Nays 0.**

Modifications: Crenshaw, Yea - p 2123.

HB 523 Pass (Feb 22) Yeas 66—Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Cornett, Crall, Crenshaw, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Gooch, Gray, Hoffman, Horlander, Jenkins, J. Lee, Lindsay, Meeks, Moberly, Mobley, Nesler, Pullin, Rader, Rasche, Reinhardt, Riggs, Riner, Scott, Simpson, Sims, Smith, Stacy, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Vincent, Weaver, Westrom, Wilkey, Yonts. **Nays 22**—J. Adams, R. Adams, Bather, D Butler, D.D Butler, Colter, Comer, Crimm, Heleringer, Kerr, S. Lee, Marcotte, Marzian, Napier, Nunn, Palumbo, Pasley, Richards, Siler, Walton, Wayne, Webb.

Modifications: S. Lee, Nay to Yea - p 2853; Haydon, Yea - p 2864; Geveden, Yea - p 3054; Mckee, Nay - p 3432.

HB 525 Pass (Mar 8) Yeas 94—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HB 525 Final Passage (Apr 2) Yeas 96—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HB 526 Pass (Feb 15) Yeas 82—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, D.D Butler, Callahan, Cherry, L. Clark, P. Clark, Coleman, Comer, Crall, Crenshaw, Crimm, Damron, Denham, Feeley, Fischer, Ford, Geveden, Graham, Gray, Hall, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Weaver, Webb, Wilkey, Yonts. **Nays 0.**

Modifications: Colter, Yea; Stein, Yea; Westrom, Yea - p 2606; Haydon, Yea - p 2864; Collins, Yea - p 3372; Bather, Yea - p 5137.

HB 529 Pass (Mar 6) Yeas 82—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, C. Belcher, L. Belcher, Branham, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Crall, Crenshaw, Crimm, Denham, Deweese, Draud, Feeley, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, Marcotte, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Richards, Riggs, Scott, Siler, Simpson, Sims, Stacy, Stein, Stewart, Stumbo, Thomas, Thompson, J. Turner, T. Turner, Upchurch, Vincent, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 12**—Baugh, Bowling, Bratcher, Comer, Fischer, S. Lee, Lindsay, Marzian, Reinhardt, Riner, Smith, Tapp.

Modifications: Damrom, Yea - p 3432; Bather, Yea - p 5137.

HB 531 Pass (Feb 15) Yeas 82—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Buckingham, D.D Butler, Callahan, Childers, L. Clark, P. Clark, Coleman, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Feeley, Fischer, Ford, Geveden, Graham, Gray, Hall, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Tapp, Thomas, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Wayne, Weaver, Webb, Yonts. **Nays 0.**

Modifications: Colter, Yea; Stein, Yea; Westrom, Yea - p 2606; Haydon, Yea - p 2864; Collins, Yea - p 3372; Bather, Yea - p 5137.

HB 532 Pass (Feb 8) Yeas 89—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crimm, Damron, Denham, Deweese, Draud, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Hoffman, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, T. Turner, Upchurch, Vincent, Walton, Wayne, Webb, Westrom, Yonts. **Nays 1**—Feeley.

Modifications: Crenshaw, Yea - p 2123.

HB 533 Pass (Mar 6) Yeas 91—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Crall, Crenshaw, Crimm, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Nelson, Nesler, Nunn, Pasley, Pullin, Rader, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Damrom, Yea - p 3432; Bather, Yea - p 5137.

HB 535 Pass (Feb 27) Yeas 96—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Coleman, Yea - p 3147.

HB 537 Pass (Feb 28) Yeas 66—R. Adams, Adkins, Barrows, Bather, C. Belcher, L. Belcher, Branham, Bratcher, Bruce, Burch, D Butler, D.D Butler, Cherry, Childers, L. Clark, P. Clark, Collins, Colter, Cornett, Crenshaw, Geveden, Gooch, Gray, Hall, Haydon, Heleringer, Hoffman, Horlander, Jenkins, Kerr, J. Lee, Lindsay, Marzian, Mckee, Meeks, Miller, Moberly, Napier, Nelson, Nesler, Pasley, Pullin, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Thomas, Thompson, J. Turner, T. Turner, Vincent, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 24**—Allen, A. Arnold, Baugh, Bowling, Brinkman, Callahan, Coleman, Comer, Crall, Crimm, Denham, Deweese, Draud, Feeley, Fischer, Ford, Graham, Hoover, S. Lee, Marcotte, Mobley, Palumbo, Rader, Upchurch.

Modifications: J. Arnold, Yea - p 3174.

HB 540 Adopt Floor Amendment No. 6 (Feb 25) Yeas 49—R. Adams, Allen, Ballard, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, D.D Butler, L. Clark, Colter, Comer, Cornett, Crall, Crenshaw, Damron, Denham, Fischer, Ford, Gray, Haydon, Hoffman, Hoover, Horlander, Kerr, J. Lee, S. Lee, Marcotte, Meeks, Mobley, Napier, Nunn, Palumbo, Pasley, Rader, Rasche, Richards, Siler, Smith, Stein, Stewart, Tapp, J. Turner, T. Turner, Walton, Weaver, Webb, Westrom. **Nays 49**—J. Adams, Adkins, A. Arnold, J. Arnold, Barrows, Bather, Branham, Bruce, Buckingham, Burch, D Butler, Callahan, Cherry, Childers, P. Clark, Coleman, Collins, Crimm, Deweese, Draud, Feeley, Geveden, Gooch, Graham, Hall, Heleringer, Jenkins, Lindsay, Marzian, Mckee, Miller, Moberly, Nelson, Nesler, Pullin, Riggs, Riner, Scott, Simpson, Sims, Stacy, Stumbo, Thomas, Thompson, Treesh, Vincent, Wayne, Wilkey, Yonts.

HB 540 Motion to Reconsider House Floor Amendment No. 6 (Feb 25) Yeas 44—R. Adams, Allen, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, D.D Butler, Colter, Comer, Cornett, Crall, Crimm, Damron, Deweese, Fischer, Ford, Gray, Haydon, Hoffman, Hoover, Kerr, J. Lee, S. Lee, Marcotte, Mobley, Nunn, Palumbo, Pasley, Rader, Rasche, Richards, Siler, Smith, Stein, Stewart, Tapp, Treesh, J. Turner, T. Turner, Walton, Weaver, Webb. **Nays 53**—J. Adams, Adkins, J. Arnold, Ballard, Barrows, Bather, Branham, Bruce, Buckingham, Burch, D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Crenshaw, Denham, Draud, Feeley, Geveden, Gooch, Graham, Hall, Heleringer, Horlander, Jenkins, Lindsay, Marzian, Mckee, Meeks, Miller, Moberly, Napier, Nelson, Nesler, Pullin, Riggs, Riner, Scott, Simpson, Sims, Stacy, Stumbo, Thomas, Thompson, Vincent, Wayne, Westrom, Wilkey, Yonts.

HB 540 Pass (Feb 25) Yeas 84—J. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Horlander, Jenkins, J. Lee, Lindsay, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rasche, Richards, Riggs, Riner, Scott, Simpson, Sims, Smith, Stacy, Stein, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, Vincent, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 14**—R. Adams, Allen, D.D Butler, Comer, Fischer, Hoover, Kerr, S. Lee, Marcotte, Rader, Siler, Stewart, T. Turner, Walton.

Modifications: Reinhardt, Yea - p 2907.

HB 542 Pass (Mar 14) Yeas 93—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 1**—Wayne.

HB 545 Pass (Mar 11) Yeas 94—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HB 548 Pass (Feb 11) Yeas 82—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crenshaw, Crimm, Denham, Deweese, Draud, Feeley, Fischer, Ford, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Jenkins, Kerr, S. Lee, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nunn, Pullin, Rader, Reinhardt, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stein, Stumbo, Tapp, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey. **Nays 7**—Crall, Damron, Lindsay, Pasley, Rasche, Stewart, Thompson.

Modifications: Richards, Yea; Nesler, Yea - p 2022; Geveden, Yea - p 2123; Horlander, Yea - p 2222.

HB 549 Pass (Feb 13) Yeas 96—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Collins, Yea - p 3372.

HB 553 Pass (Mar 7) Yeas 87—J. Adams, R. Adams, Adkins, A. Arnold, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nesler, Nunn, Palumbo, Pasley, Pullin, Reinhardt, Richards, Riggs, Riner, Scott, Simpson, Sims, Stacy, Stein, Stewart, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 5**—Allen, Comer, Cornett, Nelson, Smith.

Modifications: Nelson, Nay to Yea - p 3589.

HB 554 Pass (Mar 5) Yeas 94—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Feeley, Fischer, Ford, Gooch, Graham, Gray, Hall, Haydon, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Westrom, Wilkey, Yonts. **Nays 0.**

HB 556 Pass (Mar 15) Yeas 94—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Thomas, Thompson, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 1**—Nelson.

Modifications: Branham, Yea - p 4464.

HB 557 Pass (Feb 19) Yeas 71—J. Adams, Adkins, A. Arnold, J. Arnold, Barrows, Bather, C. Belcher, L. Belcher, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, L. Clark, P. Clark, Colter, Crenshaw, Crimm, Denham, Deweese, Draud, Feeley, Geveden, Gooch, Gray, Haydon, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Moberly, Nelson, Nesler, Nunn, Palumbo, Pasley, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, T. Turner, Vincent, Walton, Wayne, Webb, Westrom, Wilkey, Yonts. **Nays 16**—Allen, Bowling, Collins, Comer, Crall, Damron, Fischer, Ford, Hall, S. Lee, Mobley, Napier, Pullin, Smith, J. Turner, Upchurch.

Modifications: Brinkman, Yea to Nay - p 2606; Baugh, Nay - p 2633.

HB 559 Pass (Feb 21) Yeas 94—J. Adams, R. Adams, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Gray, Hall, Haydon, Heleringer, Hoffman, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 2**—Hoover, T. Turner.

HB 559 Pass (Mar 22) Yeas 92—J. Adams, R. Adams, Adkins, Allen, J. Arnold, A. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Feeley, Fischer, Ford, Geveden, Gooch, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HB 560 Pass (Feb 21) Yeas 93—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, L. Belcher, C. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D.D Butler, D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Gray, Hall, Haydon, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Mckee, Meeks, Miller, Moberly, Mobley, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 3**—Heleringer, Marzian, Wayne.

Modifications: Napier, Yea - p 2811.

HB 571 Pass (Mar 11) Yeas 93—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Gooch, Yea - p 3719.

HB 572 Pass (Feb 20) Yeas 83—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, Callahan, Cherry, L. Clark, P. Clark, Coleman, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Geveden, Gooch, Gray, Hall, Haydon, Heleringer, Hoffman, Horlander, Jenkins, Kerr, J. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Simpson, Sims, Smith, Stacy, Stein, Stumbo, Thomas, Thompson, Treesh, J. Turner, T. Turner, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 15**—Allen, Ballard, D.D Butler, Childers, Collins, Colter, Fischer, Ford, Hoover, S. Lee, Mobley, Rader, Siler, Tapp, Upchurch.

Modifications: Nelson, Yea to Nay - p 2811.

HB 574 Pass (Feb 14) Yeas 94—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, D Butler, D.D Butler, Callahan, L. Clark, P. Clark, Coleman, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 1**—Sims.

Modifications: Sims, Nay to Yea - p 2341; Collins, Yea - p 3372.

HB 576 Pass (Mar 19) Yeas 71—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Buckingham, Burch, D Butler, Callahan, Cherry, L. Clark, P. Clark, Coleman, Collins, Comer, Crall, Crenshaw, Crimm, Damron, Denham, Draud, Feeley, Geveden, Gooch, Graham, Gray, Haydon, Heleringer, Hoffman, Horlander, Jenkins, J. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Nunn, Palumbo, Pasley, Rasche, Richards, Riggs, Riner, Scott, Siler, Sims, Stacy, Stein, Stumbo, Tapp, Thomas, Thompson, Treesh, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 24**—Allen, Ballard, D.D Butler, Childers, Colter, Cornett, Fischer, Ford, Hall, Hoover, Kerr, Mobley, Napier, Nelson, Pullin, Reinhardt, Simpson, Smith, Stewart, J. Turner, T. Turner, Upchurch, Vincent, Walton.

Modifications: Nesler, Nay - p 4183.

HB 583 Pass (Mar 6) Yeas 95—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Wayne, Weaver, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Moberly, Yea - p 3371; Damrom, Yea - p 3432; Bather, Yea - p 5137.

HB 586 Pass (Mar 5) Yeas 76—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Bather, L. Belcher, Branham, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Comer, Cornett, Crenshaw, Crimm, Damron, Denham, Deweese, Feeley, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Nesler, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stumbo, Thomas, Thompson, T. Turner, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 19**—Allen, Baugh, C. Belcher, Bowling, Brinkman, Colter, Crall, Fischer, S. Lee, Lindsay, Mobley, Napier, Nunn, Riner, Stewart, Tapp, Treesh, J. Turner, Upchurch.

HB 587 Pass (Mar 6) Yeas 77—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, C. Belcher, L. Belcher, Branham, Bratcher, Bruce, Buckingham, Burch, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crenshaw, Crimm, Denham, Deweese, Draud, Feeley, Ford, Geveden, Gooch, Graham, Gray, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Nelson, Nunn, Palumbo, Pasley, Rader, Rasche, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, T. Turner, Upchurch, Wayne, Weaver, Westrom, Wilkey, Yonts. **Nays 14**—Ballard, Baugh, Bowling, Crall, Fischer, Hall, S. Lee, Lindsay, Napier, Pullin, Treesh, J. Turner, Vincent, Webb.

Modifications: Damrom, Yea - p 3432; Bather, Yea - p 5137.

HB 589 Pass (Feb 22) Yeas 90—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Feeley, Fischer, Ford, Gooch, Gray, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Meeks, Miller, Moberly, Mobley, Napier, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Haydon, Yea - p 2864; Geveden, Yea - p 3054; McKee, Yea - p 3432.

HB 590 Pass (Feb 28) Yeas 50—J. Adams, R. Adams, Adkins, Allen, A. Arnold, Barrows, L. Belcher, Bowling, Branham, Bruce, Buckingham, Burch, D Butler, Callahan, Cherry, L. Clark, P. Clark, Coleman, Collins, Crenshaw, Denham, Draud, Geveden, Gooch, Graham, Gray, Heleringer, Horlander, Kerr, J. Lee, Lindsay, Marzian, Mckee, Meeks, Miller, Nesler, Nunn, Palumbo, Pasley, Reinhardt, Scott, Siler, Simpson, Sims, Stacy, Stumbo, Thomas, Weaver, Wilkey, Yonts. **Nays 32**—Ballard, Baugh, Bratcher, D.D Butler, Colter, Comer, Cornett, Crall, Crimm, Damron, Deweese, Fischer, Ford, Hall, Hoover, S. Lee, Marcotte, Mobley, Napier, Pullin, Richards, Riggs, Riner, Smith, Stewart, Tapp, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Wayne.

Modifications: C. Belcher, Nay; Yonts, Yea to Nay; Weaver, Yea to Nay; Moberly, Nay; Sims, Yea to Nay; L. Belcher, Yea to Nay; Childers, Nay; Gooch, Yea to Nay; Palumbo, Yea to Nay - p 3147; Haydon, Nay; J. Lee, Yea to Nay; Coleman, Yea to Nay; Westrom, Nay; R. Adams, Yea to Nay - p 3148; Bowling; Yea to Nay; Pasley, Yea to Nay - p 3154; Brinkman, Nay; Simpson, Yea to Nay - p 3157; J. Arnold, Yea - p 3174; Nelson, Nay - p 5136.

HB 593 Pass (Feb 27) Yeas 97—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D.D Butler, D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Coleman, Yea - p 3147.

HB 595 Pass (Feb 21) Yeas 94—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HB 595 Final Passage (Apr 1) Yeas 94—R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HB 596 Pass (Mar 14) Yeas 89—J. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Yonts. **Nays 1**—Baugh.

Modifications: Palumbo, Yea - p 4064.

HB 598 Adopt Floor Amendment No. 7 (Mar 11) Yeas 49—J. Adams, A. Arnold, J. Arnold, Bather, L. Belcher, Burch, D Butler, Callahan, L. Clark, P. Clark, Colter, Crenshaw, Crimm, Denham, Draud, Fischer, Geveden, Haydon, Heleringer, Hoffman, Horlander, Jenkins, Kerr, J. Lee, Lindsay, Marcotte, Marzian, Meeks, Miller, Nesler, Nunn, Palumbo, Pasley, Pullin, Reinhardt, Richards, Riggs, Riner, Siler, Sims, Stacy, Stein, Thomas, Thompson, Wayne, Weaver, Webb, Westrom, Wilkey. **Nays 33**—Adkins, Ballard, Baugh, C. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, D.D Butler, Childers, Collins, Comer, Cornett, Damron, Feeley, Ford, Gooch, Gray, Hall, Hoover, S. Lee, Mckee, Nelson, Scott, Smith, Stewart, Stumbo, Tapp, J. Turner, T. Turner, Vincent, Yonts.

HB 598 Pass (Mar 11) Yeas 81—J. Adams, Adkins, A. Arnold, J. Arnold, Barrows, Bather, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, D Butler, D.D Butler, Callahan, Cherry, L. Clark, P. Clark, Collins, Colter, Comer, Cornett, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Napier, Nesler, Nunn, Palumbo, Pasley, Pullin, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Thomas, Thompson, J. Turner, Vincent, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 8**—Ballard, Baugh, Childers, Crall, Ford, Horlander, Rader, Tapp.

Modifications: Smith, Yea to Nay - p 3719; Horlander, Yea to Nay - p 4084.

HB 599 Pass (Feb 19) Yeas 94—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Hall, Haydon, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Baugh, Yea - p 2633.

HB 602 Pass (Mar 6) Yeas 85—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Cornett, Crall, Crenshaw, Crimm, Denham, Deweese, Draud, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Kerr, J. Lee, Lindsay, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Weaver, Webb, Wilkey, Yonts. **Nays 11**—Bratcher, Comer, Feeley, Fischer, Jenkins, S. Lee, Marcotte, Palumbo, Tapp, Wayne, Westrom.

Modifications: Damrom, Yea - p 3432; Bather, Yea - p 5137.

HB 605 Pass (Feb 25) Yeas 50—J. Arnold, A. Arnold, Barrows, Bather, C. Belcher, Branham, Bratcher, Brinkman, Buckingham, Burch, D Butler, Callahan, Cherry, L. Clark, P. Clark, Coleman, Crenshaw, Deweese, Draud, Feeley, Fischer, Geveden, Gooch, Graham, Gray, Haydon, Heleringer, Horlander, Jenkins, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Nunn, Palumbo, Pullin, Scott, Smith, Stein, Stumbo, Thomas, Thompson, Wayne, Weaver, Westrom, Wilkey, Yonts. **Nays 38**—J. Adams, Adkins, Allen, Baugh, L. Belcher, Bowling, D.D Butler, Childers, Collins, Colter, Comer, Cornett, Crimm, Damron, Denham, Ford, Hall, Hoffman, Hoover, Kerr, J. Lee, Mobley, Napier, Nelson, Nesler, Pasley, Richards, Riggs, Siler, Sims, Stewart, Tapp, Treesh, J. Turner, T. Turner, Vincent, Walton, Webb.

Modifications: Crall, Nay; S. Lee, Yea to Nay; Simpson, Yea - p 2864; Reinhardt, Yea - p 2907.

HB 607 Pass (Feb 19) Yeas 91—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Gray, Hall, Haydon, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Stacy, Stein, Stewart, Tapp, Thomas, Treesh, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Westrom, Wilkey, Yonts. **Nays 3**—Smith, Stumbo, J. Turner.

Modifications: Baugh, Yea - p 2633.

HB 611 Pass (Feb 27) Yeas 66—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Bather, C. Belcher, L. Belcher, Bratcher, Brinkman, Bruce, Buckingham, Burch, D.D Butler, Callahan, Cherry, Childers, P. Clark, Collins, Colter, Cornett, Crenshaw, Crimm, Damron, Denham, Deweese, Ford, Graham, Gray, Haydon, Heleringer, Hoover, Horlander, Jenkins, Kerr, J. Lee, Marcotte, Marzian, Mckee, Meeks, Moberly, Mobley, Nelson, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Richards, Scott, Siler, Simpson, Stacy, Stein, Stewart, Tapp, Thomas, Thompson, J. Turner, Upchurch, Walton, Wayne, Weaver, Wilkey. **Nays 32**—Barrows, Baugh, Bowling, Branham, D Butler, L. Clark, Comer, Crall, Draud, Feeley, Fischer, Geveden, Gooch, Hall, Hoffman, S. Lee, Lindsay, Miller, Napier, Nesler, Reinhardt, Riggs, Riner, Sims, Smith, Stumbo, Treesh, T. Turner, Vincent, Webb, Westrom, Yonts.

Modifications: Coleman, Yea - p 3147.

HB 613 Pass (Mar 7) Yeas 97—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Cherry, Yea - p 3432; Barrows, Yea - p 3984.

HB 614 Pass (Mar 14) Yeas 95—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Branham, Bratcher, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Pasley, Pullin, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Crenshaw, Yea - p 4065.

HB 614 Final Passage (Apr 15) Yeas 83—J. Adams, R. Adams, Adkins, Allen, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Collins, Colter, Comer, Cornett, Crimm, Damron, Denham, Draud, Feeley, Ford, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoover, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Palumbo, Pasley, Pullin, Rasche, Richards, Riner, Scott, Siler, Simpson, Sims, Smith, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, J. Turner, T. Turner, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Yonts. **Nays 0.**

Modifications: Nunn, Yea - p 5121; Reinhardt, Yea; Crenshaw, Yea - p 5136; Hoffman, Yea; Horlander, Yea; A. Arnold, Yea; Treesh, Yea; Crall, Yea - p 5137.

HB 615 Pass (Mar 4) Yeas 89—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Collins, Colter, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Sims, Smith, Stacy, Stein, Stewart, Tapp, Thompson, Treesh, J. Turner, Vincent, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 4**—Comer, Lindsay, Simpson, Walton.

Modifications: Thomas, Yea - p 3245.

HB 617 Pass (Feb 27) Yeas 97—J. Adams, R. Adams, Adkins, Allen, A. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Coleman, Yea - p 3147.

HB 618 Pass (Mar 12) Yeas 89—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crimm, Damron, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Mckee, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Stacy, Stewart, Tapp, Thomas, Thompson, J. Turner, T. Turner, Upchurch, Vincent, Walton, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 7**—Bather, Marzian, Palumbo, Smith, Stein, Stumbo, Wayne.

Modifications: Smith, Nay to Yea; Meeks, Yea - p 3805.

HB 621 Pass (Feb 15) Yeas 84—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Comer, Cornett, Crall, Crimm, Damron, Denham, Deweese, Feeley, Fischer, Ford, Geveden, Graham, Gray, Hall, Heleringer, Hoffman, Hoover, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Wayne, Weaver, Webb, Wilkey, Yonts. **Nays 0.**

Modifications: Colter, Yea; Stein, Yea; Westrom, Yea - p 2606; Haydon, Yea - p 2864; Collins, Yea - p 3372; Bather, Yea - p 5137.

HB 622 Pass (Mar 4) Yeas 91—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pullin, Rader, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Tapp, Thompson, Treesh, J. Turner, T. Turner, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Thomas, Yea - p 3245.

HB 624 Pass (Feb 25) Yeas 94—R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Crall, Yea - p 2864; Reinhardt, Yea - p 2907.

HB 625 Pass (Mar 6) Yeas 83—R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crenshaw, Crimm, Denham, Deweese, Draud, Fischer, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Mobley, Napier, Nelson, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Scott, Siler, Simpson, Smith, Stacy, Stein, Stewart, Stumbo, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 3**—Crall, Feeley, Ford.

Modifications: Riggs, Yea; Moberly, Yea; Sims, Yea - p 3371; Ford, Nay to Yea - p 3372; Damrom, Yea - p 3432; Bather, Yea - p 5137.

HB 626 Pass (Mar 6) Yeas 96—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Damrom, Yea - p 3432; Bather, Yea - p 5137.

HB 627 Pass (Mar 5) Yeas 96—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Wilkey, Yonts. **Nays 0.**

HB 628 Pass (Mar 14) Yeas 98—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Crenshaw, Yea - p 4065.

HB 631 Pass (Mar 6) Yeas 93—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Burch, D Butler, D.D Butler, Callahan, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Damrom, Yea - p 3432; Bather, Yea - p 5137.

HB 633 Pass (Mar 12) Yeas 98—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Meeks, Yea - p 3805.

HB 634 Pass (Mar 4) Yeas 87—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Brinkman, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Thompson, Treesh, T. Turner, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 4**—Ford, Mobley, Tapp, J. Turner.

Modifications: Thomas, Yea - p 3245.

HB 637 Pass (Mar 11) Yeas 97—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HB 637 Final Passage (Apr 1) Yeas 94—R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HB 643 Pass (Feb 25) Yeas 95—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Crall, Yea - p 2864; Reinhardt, Yea - p 2907.

HB 644 Pass (Mar 5) Yeas 98—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HB 644 Final Passage (Mar 26) Yeas 96—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HB 648 Pass (Feb 27) Yeas 92—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Collins, Colter, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Westrom, Wilkey, Yonts. **Nays 5**—Bratcher, Comer, S. Lee, Palumbo, Sims.

HB 649 Pass (Mar 6) Yeas 95—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 1**—Heleringer.

Modifications: Damrom, Yea - p 3432; Bather, Yea - p 5137.

HB 650 Pass (Mar 12) Yeas 91—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, T. Turner, Upchurch, Vincent, Walton, Wayne, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Brinkman, Yea; Meeks, Yea - p 3805.

HB 652 Pass (Mar 14) Yeas 94—J. Adams, R. Adams, Adkins, Allen, A. Arnold, Ballard, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D.D Butler, Callahan, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Barrows, Yea - p 4065.

HB 653 Pass (Feb 27) Yeas 97—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Collins, Colter, Comer, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Coleman, Yea - p 3147.

HB 654 Pass (Mar 5) Yeas 99—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HB 656 Pass (Mar 12) Yeas 88—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, C. Belcher, L. Belcher, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Draud, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, Lindsay, Marzian, Mckee, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 11**—Baugh, Bowling, Comer, Deweese, Feeley, Fischer, Ford, S. Lee, Marcotte, Tapp, Walton.

Modifications: Meeks, Yea - p 3805.

HB 657 Adopt Floor Amendment No. 1 (Mar 13) Yeas 34—Allen, Baugh, C. Belcher, Bratcher, Brinkman, D.D Butler, Comer, Cornett, Crall, Crimm, Damron, Deweese, Feeley, Fischer, Heleringer, Hoffman, Hoover, S. Lee, Marcotte, Mobley, Nelson, Nunn, Rader, Rasche, Reinhardt, Sims, Smith, Stewart, Tapp, Treesh, J. Turner, Upchurch, Vincent, Walton. **Nays 62**—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Bather, L. Belcher, Bowling, Branham, Bruce, Buckingham, Burch, D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Denham, Draud, Geveden, Gooch, Graham, Gray, Hall, Haydon, Horlander, Jenkins, Kerr, J. Lee, Lindsay, Marzian, Mckee, Meeks, Miller, Moberly, Napier, Nesler, Palumbo, Pasley, Pullin, Richards, Riggs, Riner, Scott, Siler, Simpson, Stacy, Stein, Stumbo, Thomas, Thompson, T. Turner, Wayne, Weaver, Webb, Westrom, Wilkey.

Modifications: Riner, Yea to Nay; Nesler, Nay to Yea - p 3984.

HB 657 Pass (Mar 13) Yeas 88—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Pasley, Pullin, Rader, Rasche, Richards, Riggs, Scott, Siler, Simpson, Sims, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, T. Turner, Upchurch, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 9**—Cornett, Crall, Fischer, Reinhardt, Riner, Smith, Treesh, J. Turner, Walton.

Modifications: Reinhardt, Nay to Yea; Ford, Yea - p 3984; Vincent, Nay - p 4085.

HB 658 Pass (Mar 13) Yeas 98—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Smith, Yea - p 3984.

HB 659 Pass (Feb 21) Yeas 98—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HB 659 Final Passage (Apr 15) Yeas 80—R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, C. Belcher, L. Belcher, Bratcher, Brinkman, Buckingham, D Butler, D.D Butler, Callahan, Childers, L. Clark, P. Clark, Coleman, Comer, Cornett, Crall, Crenshaw, Damron, Draud, Feeley, Fischer, Ford, Gooch, Graham, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HB 661 Pass (Mar 14) Yeas 89—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Marzian, Mckee, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, Upchurch, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 5**—Fischer, Marcotte, Reinhardt, T. Turner, Walton.

Modifications: Smith, Yea - p 4064; Vincent, Nay - p 4085.

HB 662 Pass (Mar 14) Yeas 96—J. Adams, Adkins, Allen, A. Arnold, J. Arnold, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HB 662 Final Passage (Apr 2) Yeas 84—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Ford, Geveden, Gooch, Graham, Gray, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, Marzian, Mckee, Meeks, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Rader, Rasche, Reinhardt, Richards, Riner, Scott, Siler, Simpson, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey. **Nays 3**—Crall, Pullin, Smith.

HB 668 Pass (Mar 15) Yeas 91—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Bather, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Collins, Colter, Comer, Cornett, Crall, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Kerr, J. Lee, S. Lee, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Jenkins, Yea - p 4084; Crenshaw, Yea - p 4085; Branham, Yea - p 4464.

HB 671 Pass (Mar 6) Yeas 91—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Collins, Colter, Comer, Crall, Crenshaw, Crimm, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Wayne, Weaver, Webb, Wilkey, Yonts. **Nays 0.**

Modifications: Horlander, Yea - p 2650; Damrom, Yea - p 3432; Bather, Yea - p 5137.

HB 672 Pass (Mar 6) Yeas 96—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Damrom, Yea - p 3432; Bather, Yea - p 5137.

HB 673 Pass (Mar 6) Yeas 91—J. Adams, Adkins, Allen, A. Arnold, J. Arnold, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, T. Turner, Upchurch, Vincent, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 1**—R. Adams.

Modifications: Denham, Yea - p 3371; Damron, Yea - p 3432; Bather, Yea - p 5137.

HB 679 Pass (Mar 7) Yeas 53—J. Adams, Adkins, A. Arnold, Bather, C. Belcher, Branham, Brinkman, Buckingham, Burch, D Butler, Callahan, Cherry, P. Clark, Coleman, Denham, Deweese, Draud, Feeley, Geveden, Gooch, Graham, Gray, Haydon, Heleringer, Hoover, Jenkins, J. Lee, Marzian, Mckee, Meeks, Miller, Moberly, Nesler, Palumbo, Pasley, Pullin, Rader, Rasche, Richards, Riggs, Riner, Scott, Sims, Stacy, Stein, Stumbo, Thompson, Upchurch, Wayne, Webb, Westrom, Wilkey, Yonts. **Nays 33**—Allen, Ballard, Baugh, Bowling, D.D Butler, L. Clark, Comer, Cornett, Crall, Damron, Fischer, Ford, Hall, Hoffman, Horlander, Kerr, S. Lee, Lindsay, Marcotte, Mobley, Napier, Nelson, Nunn, Reinhardt, Siler, Smith, Stewart, Tapp, Treesh, J. Turner, T. Turner, Vincent, Walton.

Modifications: Crimm, Yea - p 3432; Upchurch, Nay - p 3589; Barrows, Yea - p 3984.

HB 680 Pass (Mar 18) Yeas 96—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Gray, Hall, Haydon, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Bather, Yea - p 5137.

HB 681 Pass (Mar 12) Yeas 93—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Hoffman, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Westrom, Wilkey. **Nays 0.**

Modifications: Meeks, Yea - p 3805; Palumbo, Yea - p 4065.

HB 684 Pass (Mar 11) Yeas 95—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Graham, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Gooch, Yea - p 3719.

HB 685 Pass (Mar 12) Yeas 96—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Miller, Moberly, Mobley, Napier, Nelson, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Meeks, Yea - p 3805.

HB 686 Pass (Mar 12) Yeas 97—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Meeks, Yea - p 3805.

HB 688 Pass (Mar 18) Yeas 98—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Bather, Yea - p 5137.

HB 693 Pass (Mar 6) Yeas 46—J. Adams, Allen, J. Arnold, Barrows, C. Belcher, L. Belcher, Branham, Bratcher, Burch, D Butler, D.D Butler, Callahan, Cherry, L. Clark, P. Clark, Cornett, Crall, Crenshaw, Geveden, Gooch, Gray, Hall, Heleringer, Hoffman, Horlander, Jenkins, J. Lee, Marzian, Meeks, Miller, Nelson, Nesler, Nunn, Reinhardt, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, T. Turner, Weaver, Webb, Westrom, Yonts. **Nays 43**—R. Adams, Adkins, Ballard, Baugh, Brinkman, Bruce, Buckingham, Childers, Coleman, Collins, Colter, Comer, Crimm, Denham, Deweese, Draud, Feeley, Fischer, Haydon, Hoover, Kerr, S. Lee, Lindsay, Marcotte, Mckee, Moberly, Mobley, Napier, Pullin, Rader, Rasche, Richards, Stacy, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, Upchurch, Vincent, Wayne, Wilkey.

Modifications: Bowling, Nay - p 3371; Bather, Yea - p 5137.

HB 701 Pass (Mar 15) Yeas 94—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Collins, Colter, Comer, Cornett, Crall, Crimm, Damron, Denham, Deweese, Draud, Feeley, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Jenkins, Yea - p 4084; Crenshaw, Yea - p 4085; Branham, Yea - p 4464.

HB 702 Pass (Mar 11) Yeas 96—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HB 703 Pass (Mar 7) Yeas 67—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Childers, L. Clark, P. Clark, Collins, Crenshaw, Damron, Denham, Draud, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Horlander, Jenkins, J. Lee, Marzian, Mckee, Meeks, Miller, Moberly, Nesler, Nunn, Palumbo, Pasley, Pullin, Rasche, Richards, Riggs, Scott, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, Vincent, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 25**—Allen, Baugh, Brinkman, Comer, Cornett, Crall, Crimm, Deweese, Feeley, Fischer, Ford, Hoover, Kerr, S. Lee, Lindsay, Marcotte, Mobley, Napier, Reinhardt, Riner, Siler, T. Turner, Upchurch, Walton, Wayne.

Modifications: Barrows, Yea - p 3984.

HB 705 Pass (Mar 6) Yeas 96—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Damrom, Yea - p 3432; Bather, Yea - p 5137.

HB 707 Pass (Mar 15) Yeas 95—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Collins, Colter, Comer, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Branham, Yea - p 4464.

HB 708 Pass (Mar 14) Yeas 97—J. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Yonts. **Nays 0.**

Modifications: Wilkey, Yea - p 4084.

HB 714 Pass (Mar 14) Yeas 86—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Feeley, Fischer, Ford, Geveden, Gooch, Gray, Hall, Haydon, Hoffman, Hoover, Horlander, Jenkins, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Nelson, Nunn, Palumbo, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Westrom, Wilkey, Yonts. **Nays 3**—Graham, Nesler, Pasley.

Modifications: Kerr, Yea - p 4065.

HB 715 Pass (Mar 6) Yeas 90—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Smith, Stacy, Stein, Stewart, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 2**—Sims, Stumbo.

Modifications: C. Belcher, Yea - p 3372; Damrom, Yea - p 3432; Bather, Yea - p 5137.

HB 720 Pass (Mar 6) Yeas 95—R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Damrom, Yea - p 3432; Bather, Yea - p 5137.

HB 721 Pass (Mar 15) Yeas 93—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Cherry, Childers, L. Clark, P. Clark, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Branham, Yea - p 4464.

HB 723 Pass (Mar 7) Yeas 98—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Wilkey, Yonts. **Nays 0.**

HB 727 Pass (Mar 5) Yeas 25—J. Adams, A. Arnold, J. Arnold, Ballard, Bruce, Buckingham, D Butler, Callahan, Childers, L. Clark, Collins, Crenshaw, Geveden, Gray, Haydon, Horlander, Lindsay, Meeks, Miller, Nesler, Rasche, Simpson, Stein, Thomas, Walton. **Nays 69**—R. Adams, Adkins, Allen, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Branham, Bratcher, Brinkman, Burch, D.D Butler, Cherry, Coleman, Colter, Comer, Cornett, Crall, Crimm, Damron, Denham, Deweese, Feeley, Fischer, Ford, Gooch, Graham, Hall, Heleringer, Hoffman, Hoover, Jenkins, Kerr, J. Lee, S. Lee, Marcotte, Marzian, Mckee, Moberly, Mobley, Napier, Nelson, Nunn, Palumbo, Pasley, Pullin, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Sims, Smith, Stewart, Stumbo, Tapp, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Wayne, Weaver, Webb, Westrom, Wilkey.

Modifications: Bowling, Nay - p 3245.

HB 728 Pass (Mar 7) Yeas 98—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HB 729 Pass (Mar 18) Yeas 43—J. Adams, Adkins, Barrows, Branham, Brinkman, Buckingham, Burch, D Butler, Callahan, L. Clark, P. Clark, Collins, Cornett, Crenshaw, Denham, Draud, Feeley, Geveden, Gooch, Hall, Haydon, Horlander, Jenkins, Kerr, Marzian, Miller, Moberly, Nesler, Nunn, Palumbo, Rasche, Riggs, Scott, Simpson, Smith, Stacy, Stein, Stumbo, Thompson, Vincent, Weaver, Wilkey, Yonts. **Nays 40**—R. Adams, Ballard, C. Belcher, L. Belcher, Bowling, D.D Butler, Childers, Colter, Comer, Crall, Crimm, Damron, Fischer, Ford, Graham, Gray, Hoffman, Hoover, J. Lee, S. Lee, Lindsay, Mckee, Meeks, Mobley, Nelson, Pasley, Pullin, Reinhardt, Richards, Riner, Siler, Sims, Stewart, Tapp, Thomas, Treesh, J. Turner, T. Turner, Upchurch, Walton.

Modifications: Graham, Yea; Baugh, Yea - p 4140; Palumbo, Yea to Nay - p 4437; Napier, Nay - p 4464; Bather, Yea - p 5137.

HB 730 Pass (Mar 4) Yeas 94—R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Tapp, Thompson, Treesh, J. Turner, T. Turner, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Thomas, Yea - p 3245.

HB 731 Pass (Mar 7) Yeas 92—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Ford, Geveden, Gooch, Graham, Hall, Haydon, Hoffman, Hoover, Jenkins, Kerr, J. Lee, S. Lee, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Westrom, Wilkey, Yonts. **Nays 1**—Lindsay.

Modifications: Horlander, Yea - p 3589.

HB 733 Adopt Floor Amendment No. 1 (Mar 26) Yeas 43—Allen, Ballard, Baugh, Bowling, Bratcher, Brinkman, D.D Butler, P. Clark, Colter, Comer, Cornett, Crall, Crimm, Damron, Deweese, Feeley, Fischer, Ford, Gooch, Heleringer, Hoffman, Hoover, Kerr, S. Lee, Marcotte, Meeks, Mobley, Napier, Rader, Reinhardt, Riner, Siler, Smith, Stein, Stewart, Tapp, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Westrom. **Nays 55**—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Barrows, Bather, C. Belcher, L. Belcher, Branham, Bruce, Buckingham, Burch, D Butler, Callahan, Cherry, Childers, L. Clark, Coleman, Collins, Crenshaw, Denham, Draud, Geveden, Graham, Gray, Hall, Haydon, Horlander, Jenkins, J. Lee, Lindsay, Marzian, Mckee, Miller, Moberly, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rasche, Richards, Riggs, Simpson, Sims, Stacy, Stumbo, Thomas, Thompson, Wayne, Weaver, Wilkey, Yonts.

Modifications: Webb, Yea - p 4565.

HB 733 Pass (Mar 26) Yeas 97—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HB 734 Pass (Mar 15) Yeas 88—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Deweese, Draud, Feeley, Fischer, Ford, Gooch, Graham, Gray, Hall, Haydon, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Wilkey, Yonts. **Nays 0.**

Modifications: Branham, Yea - p 4464.

HB 736 Pass (Mar 14) Yeas 94—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Buckingham, Burch, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HB 737 Pass (Mar 11) Yeas 96—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Collins, Colter, Comer, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HB 739 Pass (Mar 14) Yeas 96—J. Adams, R. Adams, Adkins, Allen, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 1**—Sims.

Modifications: Pasley, Nay to Yea - p 4064; Sims, Nay to Yea - p 4075.

HB 745 Pass (Mar 14) Yeas 98—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HB 746 Pass (Mar 14) Yeas 97—R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HB 747 Pass (Mar 18) Yeas 88—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, C. Belcher, L. Belcher, Bowling, Branham, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Treesh, J. Turner, T. Turner, Upchurch, Walton, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 2**—Thompson, Wayne.

Modifications: Vincent, Nay - p 4437; Bather, Yea - p 5137.

HB 749 Pass (Mar 12) Yeas 96—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Miller, Moberly, Mobley, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Meeks, Yea - p 3805.

HB 749 Final Passage (Apr 2) Yeas 91—J. Adams, R. Adams, Adkins, Allen, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riner, Scott, Siler, Simpson, Sims, Smith, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HB 755 Pass (Mar 11) Yeas 96—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HB 757 Pass (Mar 15) Yeas 94—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Denham, Yea - p 4183; Branham, Yea - p 4464.

HB 759 Pass (Mar 12) Yeas 98—J. Adams, R. Adams, Adkins, Allen, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Meeks, Yea - p 3805.

HB 763 Pass (Mar 15) Yeas 96—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Branham, Yea - p 4464.

HB 769 Pass (Mar 21) Yeas 94—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, Lindsay, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, T. Turner, Upchurch, Vincent, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HB 775 Pass (Mar 12) Yeas 98—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Meeks, Yea - p 3805; Palumbo, Yea - p 4065.

HB 777 Pass (Mar 15) Yeas 95—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, L. Belcher, C. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Collins, Colter, Comer, Cornett, Crall, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Jenkins, Yea - p 4084; Crenshaw, Yea - p 4085; Branham, Yea - p 4464.

HB 781 Pass (Mar 21) Yeas 96—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Gray, Hall, Haydon, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, T. Turner, Upchurch, Vincent, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HB 792 Pass (Mar 12) Yeas 95—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Meeks, Yea - p 3805; Palumbo, Yea - p 4065.

HB 798 Pass (Mar 15) Yeas 91—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Miller, Moberly, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Vincent, Walton, Wayne, Weaver, Webb, Wilkey, Yonts. **Nays 0.**

Modifications: Branham, Yea - p 4464.

HB 801 Pass (Mar 15) Yeas 91—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Cherry, Childers, L. Clark, P. Clark, Collins, Colter, Comer, Cornett, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Geveden, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Branham, Yea - p 4464.

HB 801 Final Passage (Apr 2) Yeas 93—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Stumbo, Tapp, Thomas, Thompson, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HB 804 Pass (Mar 18) Yeas 75—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, C. Belcher, L. Belcher, Bowling, Branham, Brinkman, Buckingham, Burch, D Butler, Callahan, Cherry, L. Clark, P. Clark, Coleman, Cornett, Crenshaw, Crimm, Damron, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Haydon, Heleringer, Hoffman, Horlander, Jenkins, Kerr, J. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Nelson, Nesler, Nunn, Palumbo, Pasley, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, J. Turner, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 13**—Allen, Baugh, D.D Butler, Comer, Denham, Gray, Hall, Napier, Pullin, Treesh, T. Turner, Upchurch, Vincent.

Modifications: Bather, Yea - p 5137.

HB 809 Pass (Mar 12) Yeas 95—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, S. Lee, Lindsay, Marcotte, Mckee, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Meeks, Yea - p 3805; Palumbo, Yea - p 4065.

HB 809 Final Passage (Apr 1) Yeas 91—R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Richards, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 1**—Lindsay.

HB 810 Pass (Mar 14) Yeas 91—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Childers, L. Clark, P. Clark, Coleman, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Draud, Feeley, Fischer, Ford, Gooch, Graham, Gray, Hall, Haydon, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 1**—Heleringer.

HB 811 Pass (Mar 15) Yeas 87—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Bather, Baugh, L. Belcher, Bowling, Bratcher, Brinkman, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, L. Clark, P. Clark, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Deweese, Draud, Fischer, Ford, Geveden, Gooch, Graham, Gray, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Wilkey, Yonts. **Nays 0.**

Modifications: Barrows, Yea; C. Belcher, Yea - p 4084; Denham, Yea - p 4183; Branham, Yea - p 4464.

HB 812 Pass (Mar 18) Yeas 96—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, C. Belcher, L. Belcher, Bowling, Branham, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Wilkey, Yonts. **Nays 0.**

Modifications: Bather, Yea - p 5137.

HB 821 Pass (Mar 14) Yeas 91—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Bather, C. Belcher, L. Belcher, Branham, Bratcher, Brinkman, Bruce, Burch, D.D Butler, Callahan, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Stumbo, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Barrows, Yea - p 4065.

HB 821 Final Passage (Apr 15) Yeas 97—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HB 829 Pass (Mar 12) Yeas 96—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Marcotte, Marzian, Mckee, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Meeks, Yea - p 3805.

HB 838 Pass (Mar 25) Yeas 55—J. Adams, A. Arnold, J. Arnold, Barrows, Bather, C. Belcher, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, L. Clark, P. Clark, Comer, Cornett, Crall, Crenshaw, Crimm, Denham, Deweese, Draud, Feeley, Geveden, Gooch, Graham, Haydon, Horlander, J. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Nunn, Pasley, Rader, Rasche, Reinhardt, Riggs, Riner, Scott, Simpson, Sims, Stein, Stumbo, Thomas, Thompson, Treesh, Walton, Wayne, Weaver, Wilkey. **Nays 37**—R. Adams, Adkins, Ballard, Baugh, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Childers, Collins, Colter, Damron, Ford, Gray, Hall, Hoffman, Jenkins, Kerr, S. Lee, Mobley, Napier, Nelson, Nesler, Pullin, Richards, Siler, Smith, Stacy, Stewart, Tapp, J. Turner, T. Turner, Upchurch, Vincent, Webb, Yonts.

Modifications: Graham, Yea to Nay - p 4464.

HB 839 Pass (Mar 18) Yeas 92—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Feeley, Fischer, Ford, Geveden, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rasche, Richards, Riggs, Riner, Scott, Siler, Simpson, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Baugh, Yea - p 4140; Bather, Yea - p 5137.

HB 842 Pass (Mar 19) Yeas 94—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, J. Lee, S. Lee, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 4**—Allen, Kerr, Lindsay, Vincent.

Modifications: Colter, Yea - p 4183.

HB 846 Pass (Mar 14) Yeas 93—J. Adams, R. Adams, Adkins, Allen, A. Arnold, Ballard, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Barrows, Yea - p 4064.

HB 846 Final Passage (Apr 15) Yeas 96—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HB 852 Pass (Mar 19) Yeas 95—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, L. Clark, P. Clark, Coleman, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Ford, Geveden, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 1**—Gooch.

HB 854 Pass (Mar 19) Yeas 85—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Horlander, Jenkins, J. Lee, S. Lee, Marcotte, Marzian, Mckee, Meeks, Moberly, Mobley, Nunn, Palumbo, Pasley, Pullin, Rasche, Richards, Riggs, Riner, Scott, Simpson, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 9**—Ballard, Bruce, Gooch, Kerr, Miller, Nesler, Reinhardt, Siler, Sims.

HB 855 Pass (Mar 19) Yeas 77—J. Adams, R. Adams, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, C. Belcher, L. Belcher, Branham, Bratcher, Brinkman, Buckingham, Burch, D Butler, Callahan, Cherry, L. Clark, P. Clark, Coleman, Collins, Comer, Cornett, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Geveden, Gooch, Graham, Gray, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Nesler, Palumbo, Pasley, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Simpson, Sims, Smith, Stacy, Stein, Stumbo, Thomas, Thompson, J. Turner, Upchurch, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 12**—Baugh, Bowling, D.D Butler, Crall, Ford, Hall, Mobley, Napier, Pullin, Stewart, T. Turner, Vincent.

Modifications: Colter, Yea - p 4183.

HB 857 Pass (Mar 15) Yeas 88—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D.D Butler, Callahan, Cherry, L. Clark, P. Clark, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nesler, Nunn, Pasley, Pullin, Rader, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Yonts. **Nays 0.**

Modifications: Branham, Yea - p 4464.

HB 867 Motion to Require Fiscal Statement (Mar 18) Yeas 45—Allen, J. Arnold, Ballard, Baugh, C. Belcher, Branham, Brinkman, P. Clark, Comer, Crall, Crimm, Denham, Deweese, Draud, Feeley, Fischer, Ford, Gooch, Graham, S. Lee, Lindsay, Marcotte, Meeks, Mobley, Napier, Nelson, Nunn, Pasley, Pullin, Rader, Rasche, Reinhardt, Riggs, Scott, Smith, Stewart, Tapp, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Westrom. **Nays 39**—J. Adams, R. Adams, Adkins, A. Arnold, Barrows, Bruce, Burch, D Butler, Callahan, Cherry, L. Clark, Crenshaw, Damron, Geveden, Hall, Haydon, Hoffman, Horlander, Jenkins, Kerr, J. Lee, Marzian, Mckee, Miller, Moberly, Nesler, Palumbo, Richards, Riner, Simpson, Sims, Stacy, Stumbo, Thomas, Thompson, Weaver, Webb, Wilkey, Yonts.

HB 867 Pass (Mar 19) Yeas 92—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crenshaw, Crimm, Damron, Denham, Deweese, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Stumbo, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Bather, Nay - p 5137.

HB 873 Pass (Mar 15) Yeas 90—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Buckingham, Burch, D Butler, D.D Butler, Cherry, Childers, L. Clark, P. Clark, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Napier, Nelson, Nesler, Nunn, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Denham, Yea - p 4183; Branham, Yea - p 4464.

HJR 3 Pass (Jan 23) Yeas 95—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crimm, Damron, Denham, Deweese, Draud, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Crenshaw, Yea; Webb, Yea - p 1023; Colter, Yea - p 4183.

HJR 4 Pass (Jan 22) Yeas 94—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Stein, Yea - p 787; Branham, Yea - p 1023.

HJR 5 Pass (Jan 22) Yeas 94—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Marcotte, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Stein, Yea; Lindsay, Yea - p 787; Branham, Yea - p 1023.

HCR 7 Pass (Jan 23) Yeas 93—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Rader, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Westrom, Wilkey, Yonts. **Nays 1**—Pullin.

Modifications: Webb, Yea - p 1023.

HR 8 Co-Sponsor (Jan 9) Yeas 92—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Wilkey, Yonts. **Nays 0.**

HJR 9 Pass (Jan 24) Yeas 96—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Wilkey, Yonts. **Nays 1**—Heleringer.

Modifications: Westrom, Yea - p 1088.

HCR 10 Pass (Jan 22) Yeas 94—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Nesler, Yea; Branham, Yea - p 1023.

HCR 12 Pass (Feb 1) Yeas 93—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Burch, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riner, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Buckingham, Yea - p 1659; Barrows, Yea - p 1665; Nelson, Yea - p 1731.

HCR 13 Pass (Jan 17) Yeas 95—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Walton, Yea - p 787.

HCR 13 Final Passage (Apr 1) Yeas 96—R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HCR 19 Pass (Jan 24) Yeas 98—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HJR 20 Pass (Feb 1) Yeas 95—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 1**—Hoover.

HCR 23 Pass (Jan 31) Yeas 96—R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: J. Adams, Yea - p 1639; Crenshaw, Yea; Branham, Yea - p 1653.

HJR 24 Pass (Feb 11) Yeas 97—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Geveden, Yea - p 2123.

HJR 25 Pass (Feb 28) Yeas 96—J. Adams, R. Adams, Adkins, Allen, A. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Weaver, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: J. Arnold, Yea - p 3174.

HCR 26 Pass (Jan 29) Yeas 82—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Bather, C. Belcher, L. Belcher, Bowling, Branham, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crenshaw, Damron, Denham, Deweese, Draud, Feeley, Geveden, Gooch, Graham, Gray, Hall, Haydon, Hoffman, Hoover, Horlander, Jenkins, J. Lee, S. Lee, Lindsay, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Richards, Riggs, Scott, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Thomas, Thompson, J. Turner, T. Turner, Upchurch, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 12**—Baugh, Crall, Crimm, Fischer, Kerr, Marcotte, Reinhardt, Riner, Siler, Tapp, Treesh, Walton.

Modifications: Barrows, Yea - p 1459.

HJR 30 Pass (Feb 8) Yeas 90—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, T. Turner, Upchurch, Vincent, Walton, Wayne, Webb, Westrom, Yonts. **Nays 0.**

Modifications: Crenshaw, Yea - p 2123.

HCR 31 Pass (Feb 19) Yeas 94—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Bather, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Baugh, Yea - p 2633.

HR 32 Pass (Mar 28) Yeas 85—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Bruce, Burch, D Butler, D.D Butler, Callahan, Cherry, L. Clark, Coleman, Collins, Colter, Comer, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Fischer, Ford, Geveden, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Pasley, Pullin, Rasche, Richards, Riggs, Riner, Scott, Siler, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: P. Clark, Yea; Simpson, Yea - p 4819.

HJR 35 Pass (Jan 22) Yeas 97—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Branham, Yea - p 1023.

HJR 37 Pass (Jan 22) Yeas 98—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Branham, Yea - p 1023.

HCR 38 Pass (Feb 7) Yeas 93—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Comer, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HJR 39 Pass (Jan 24) Yeas 97—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HCR 42 Pass (Feb 7) Yeas 97—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HCR 43 Pass (Feb 11) Yeas 89—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, D Butler, D.D Butler, Callahan, Cherry, Childers, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crimm, Damron, Denham, Deweese, Draud, Fischer, Ford, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Mckee, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Weaver, Webb, Westrom, Yonts. **Nays 7**—Burch, L. Clark, Crenshaw, Marzian, Meeks, Stein, Wayne.

Modifications: Geveden, Yea - p 2123.

HJR 46 Pass (Jan 29) Yeas 94—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Fischer, Ford, Geveden, Gooch, Gray, Haydon, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Barrows, Yea - p 1459.

HR 48 Co-Sponsor (Mar 7) Yeas 80—J. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Bruce, Buckingham, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Cornett, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Heleringer, Hoffman, Hoover, Horlander, Jenkins, J. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Napier, Nelson, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Richards, Riggs, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Tapp, Thomas, Thompson, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey. **Nays 0.**

Modifications: Nesler, Yea - p 3432; Crenshaw, Yea - p 3589.

HCR 49 Pass (Jan 25) Yeas 90—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Brinkman, Bruce, Buckingham, Burch, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Hoffman, Hoover, Horlander, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, T. Turner, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Jenkins, Yea; Branham, Yea; Stein, Yea - p 1258.

HCR 52 Pass (Feb 15) Yeas 81—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Comer, Cornett, Crall, Crimm, Damron, Denham, Deweese, Feeley, Fischer, Ford, Geveden, Graham, Gray, Hall, Heleringer, Hoffman, Hoover, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nesler, Nunn, Palumbo, Pasley, Pullin, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Tapp, Thomas, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Wayne, Weaver, Webb, Wilkey, Yonts. **Nays 0.**

Modifications: Colter, Yea; Stein, Yea; Westrom, Yea - p 2606; Haydon, Yea - p 2864; Collins, Yea - p 3372; Bather, Yea - p 5137.

HCR 53 Pass (Feb 15) Yeas 79—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Comer, Cornett, Crall, Crimm, Damron, Denham, Deweese, Feeley, Fischer, Ford, Geveden, Graham, Gray, Hall, Hoffman, Hoover, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Mckee, Moberly, Mobley, Napier, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Wayne, Weaver, Webb, Wilkey, Yonts. **Nays 0.**

Modifications: Colter, Yea; Stein, Yea; Westrom, Yea - p 2606; Haydon, Yea - p 2864; Collins, Yea - p 3372; Bather, Yea - p 5137.

HCR 54 Pass (Feb 15) Yeas 81—R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Comer, Cornett, Crall, Crimm, Damron, Denham, Deweese, Feeley, Fischer, Ford, Geveden, Graham, Gray, Hall, Hoffman, Hoover, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Wayne, Weaver, Webb, Wilkey, Yonts. **Nays 0.**

Modifications: Colter, Yea; Stein, Yea; Westrom, Yea - p 2606; Haydon, Yea - p 2864; Collins, Yea - p 3372; Bather, Yea - p 5137.

HCR 55 Pass (Feb 15) Yeas 80—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Comer, Cornett, Crall, Crimm, Damron, Denham, Deweese, Feeley, Fischer, Ford, Geveden, Graham, Gray, Hall, Hoffman, Hoover, Jenkins, J. Lee, S. Lee, Lindsay, Marcotte, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Tapp, Thomas, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Wayne, Weaver, Webb, Wilkey, Yonts. **Nays 0.**

Modifications: Kerr, Yea - p 2358; Colter, Yea; Stein, Yea; Westrom, Yea - p 2606; Haydon, Yea - p 2864; Collins, Yea - p 3372; Bather, Yea - p 5137.

HCR 56 Pass (Feb 27) Yeas 98—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Coleman, Yea - p 3147.

HCR 57 Pass (Feb 15) Yeas 82—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Comer, Cornett, Crall, Crimm, Damron, Denham, Deweese, Feeley, Fischer, Ford, Geveden, Graham, Gray, Hall, Heleringer, Hoffman, Hoover, Jenkins, Kerr, J. Lee, S. Lee, Marcotte, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Tapp, Thomas, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Wayne, Weaver, Webb, Wilkey, Yonts. **Nays 0.**

Modifications: Colter, Yea; Stein, Yea; Westrom, Yea - p 2606; Haydon, Yea - p 2864; Collins, Yea - p 3372; Bather, Yea - p 5137.

HCR 58 Pass (Feb 15) Yeas 84—J. Adams, R. Adams, Adkins, Allen, A. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Feeley, Fischer, Ford, Geveden, Graham, Gray, Hall, Heleringer, Hoffman, Hoover, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Wayne, Weaver, Webb, Wilkey, Yonts. **Nays 0.**

Modifications: Colter, Yea; Stein, Yea; Westrom, Yea - p 2606; Haydon, Yea - p 2864; Collins, Yea - p 3372; Bather, Yea - p 5137.

HCR 59 Pass (Feb 15) Yeas 83—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Feeley, Fischer, Ford, Geveden, Graham, Gray, Hall, Heleringer, Hoffman, Hoover, Jenkins, Kerr, J. Lee, S. Lee, Marcotte, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Wayne, Weaver, Webb, Wilkey, Yonts. **Nays 0.**

Modifications: Colter, Yea; Stein, Yea; Westrom, Yea - p 2606; Horlander, Yea - p 2650; Haydon, Yea - p 2864; Collins, Yea - p 3372; Bather, Yea - p 5137.

HJR 61 Pass (Mar 14) Yeas 97—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HCR 62 Pass (Feb 7) Yeas 92—R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Webb, Westrom, Yonts. **Nays 0.**

HCR 63 Pass (Feb 1) Yeas 92—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D.D Butler, Callahan, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HCR 64 Pass (Feb 11) Yeas 94—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Hoffman, Hoover, Horlander, Jenkins, Kerr, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Weaver, Westrom, Wilkey, Yonts. **Nays 0.**

HCR 65 Pass (Feb 11) Yeas 98—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Nesler, Yea - p 2022.

HCR 66 Pass (Feb 11) Yeas 99—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HCR 69 Pass (Feb 21) Yeas 96—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 1**—Allen.

HCR 70 Pass (Feb 7) Yeas 95—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HCR 71 Pass (Feb 7) Yeas 95—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Westrom, Wilkey, Yonts. **Nays 0.**

HCR 72 Pass (Feb 7) Yeas 95—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HJR 77 Pass (Feb 4) Yeas 94—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Webb, Westrom, Wilkey, Yonts. **Nays 1**—Weaver.

Modifications: Weaver, Nay to Yea; Nesler, Yea - p 1665

HJR 77 Final Passage (Mar 20) Yeas 95—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, T. Turner, Upchurch, Vincent, Walton, Weaver, Webb, Westrom, Yonts. **Nays 0.**

Modifications: Palumbo, Yea - p 4437.

HJR 79 Pass (Feb 4) Yeas 94—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: S. Lee, Yea; Nesler, Yea - p 1665.

HR 84 Co-Sponsor (Jan 24) Yeas 91—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Branham, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, Lindsay, Marzian, Mckee, Meeks, Miller, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HJR 85 Pass (Feb 4) Yeas 95—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Nelser, Yea - p 1665.

HJR 86 Pass (Feb 20) Yeas 95—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HJR 87 Pass (Mar 13) Yeas 95—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riner, Scott, Siler, Simpson, Sims, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HR 88 Co-Sponsor (Jan 28) Yeas 96—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HR 90 Co-Sponsor (Feb 1) Yeas 95—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HJR 92 Pass (Mar 6) Yeas 97—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Bather, Yea - p 5137.

HJR 93 Pass (Mar 22) Yeas 88—R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Feeley, Fischer, Ford, Geveden, Gooch, Hall, Haydon, Heleringer, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, T. Turner, Upchurch, Walton, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Hoffman, Yea; Simpson, Yea - p 4437; Branham, Yea - p 4565.

HJR 94 Pass (Feb 27) Yeas 84—J. Adams, R. Adams, Adkins, Allen, A. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D.D Butler, Callahan, Cherry, L. Clark, Collins, Colter, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Marcotte, Mckee, Miller, Moberly, Mobley, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rasche, Reinhardt, Richards, Riner, Scott, Siler, Simpson, Smith, Stacy, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 9**—P. Clark, Comer, Feeley, Heleringer, Lindsay, Napier, Riggs, Sims, Stein.

Modifications: Coleman, Yea - p 3147.

HCR 95 Pass (Feb 11) Yeas 99—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Bowling, Yea - p 2022.

HJR 102 Pass (Feb 11) Yeas 99—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HCR 104 Pass (Feb 20) Yeas 97—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HR 107 Pass (Feb 19) Yeas 93—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Bather, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, T. Turner, J. Turner, Upchurch, Vincent, Walton, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Baugh, Yea - p 2633.

HCR 109 Pass (Feb 15) Yeas 83—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Feeley, Fischer, Ford, Geveden, Graham, Gray, Hall, Heleringer, Hoffman, Hoover, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Tapp, Thomas, Thompson, Treesh, T. Turner, Upchurch, Vincent, Wayne, Weaver, Webb, Wilkey, Yonts. **Nays 0.**

Modifications: Westrom, Yea - p 2606; Horlander, Yea - p 2650; Haydon, Yea - p 2864; Bather, Yea - p 5137.

HR 121 Co-Sponsor (Feb 8) Yeas 47—R. Adams, Adkins, Ballard, C. Belcher, Bowling, Bratcher, D.D Butler, L. Clark, P. Clark, Collins, Crimm, Damron, Denham, Deweese, Graham, Gray, Hoffman, Hoover, Horlander, Jenkins, J. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Nesler, Nunn, Palumbo, Pasley, Pullin, Rasche, Reinhardt, Riner, Siler, Simpson, Smith, Stacy, Stewart, Stumbo, Treesh, J. Turner, Vincent, Walton. **Nays 0.**

HJR 122 Pass (Mar 14) Yeas 90—J. Adams, R. Adams, Adkins, Allen, A. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Bruce, Buckingham, Burch, D.D Butler, Childers, P. Clark, L. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Mckee, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HCR 125 Pass (Mar 6) Yeas 94—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Denham, Deweese, Draud, Feeley, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Bather, Yea - p 5137.

HCR 129 Pass (Mar 14) Yeas 94—R. Adams, Adkins, Allen, A. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Gooch, Graham, Gray, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HCR 130 Pass (Mar 21) Yeas 92—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Childers, P. Clark, L. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Gray, Hall, Haydon, Heleringer, Hoffman, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Mckee, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Meeks, Yea - p 4375.

HCR 132 Pass (Mar 18) Yeas 97—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, S. Lee, J. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Bather, Yea - p 5137.

HJR 133 Pass (Mar 13) Yeas 98—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HJR 134 Pass (Mar 13) Yeas 97—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Ford, Yea - p 3984; Meeks, Yea - p 4437.

HCR 138 Pass (Feb 25) Yeas 96—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Treesh, J. Turner, T. Turner, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Reinhardt, Yea - p 2907.

HJR 140 Pass (Mar 6) Yeas 91—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Crall, Crenshaw, Crimm, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Smith, Stacy, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Sims, Yea - p 3371; Bather, Yea - p 5137.

HR 141 Co-Sponsor (Feb 15) Yeas 78—J. Adams, Adkins, Allen, J. Arnold, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Ford, Geveden, Graham, Gray, Hall, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, Lindsay, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Tapp, Thomas, Thompson, Treesh, J. Turner, Vincent, Wayne, Weaver, Webb, Wilkey, Yonts. **Nays 0.**

Modifications: Ballard, Yea; Feeley, Yea - p 2358; Bather, Yea - p 5137.

HR 142 Co-Sponsor (Feb 15) Yeas 66—R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, D.D Butler, Callahan, Cherry, L. Clark, P. Clark, Cornett, Crenshaw, Crimm, Damron, Denham, Deweese, Feeley, Ford, Graham, Gray, Hall, Hoffman, Hoover, Horlander, Kerr, J. Lee, Lindsay, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Riggs, Riner, Siler, Simpson, Sims, Smith, Stacy, Stewart, Stumbo, Tapp, Thomas, Treesh, J. Turner, Vincent, Walton, Weaver, Wilkey, Yonts. **Nays 0.**

Modifications: Bather, Yea - p 5137.

HCR 147 Pass (Mar 6) Yeas 88—J. Adams, R. Adams, Adkins, A. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Colter, Comer, Cornett, Crenshaw, Crimm, Denham, Deweese, Draud, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Crall, Yea - p 3372; Horlander, Yea - p 3589; Bather, Yea - p 5137.

HJR 148 Pass (Mar 7) Yeas 95—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HJR 157 Pass (Mar 6) Yeas 92—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Bather, Yea - p 5137.

HCR 158 Pass (Mar 12) Yeas 99—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Meeks, Yea - p 3805.

HCR 159 Pass (Mar 7) Yeas 92—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Barrows, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Nesler, Yea; Baugh, Yea - p 3432.

HJR 160 Pass (Mar 12) Yeas 97—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Vincent, Walton, Wayne, Weaver, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Meeks, Yea - p 3805.

HCR 161 Pass (Mar 20) Yeas 96—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Graham, Yea - p 4313.

HCR 162 Pass (Mar 5) Yeas 95—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Wilkey, Yonts. **Nays 0.**

Modifications: Westrom, Yea - p 3245.

HJR 167 Pass (Mar 7) Yeas 99—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HJR 168 Pass (Mar 7) Yeas 99—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HJR 169 Pass (Mar 7) Yeas 99—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HJR 170 Pass (Mar 18) Yeas 95—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Haydon, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Bather, Yea - p 5137.

HCR 177 Pass (Mar 14) Yeas 99—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Thompson, Yea - p 4065.

HJR 178 Pass (Mar 15) Yeas 86—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Bather, Baugh, C. Belcher, L. Belcher, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, L. Clark, P. Clark, Collins, Colter, Comer, Cornett, Crall, Crimm, Damron, Denham, Deweese, Draud, Feeley, Ford, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Kerr, J. Lee, S. Lee, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Stacy, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Jenkins, Yea - p 4084; Crenshaw, Yea - p 4085.

HJR 180 Pass (Mar 18) Yeas 96—R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Smith, Yea; Fischer, Yea - p 4084 (vote recorded prior to March 18 roll call); Bather, Yea - p 5137.

HJR 181 Pass (Mar 19) Yeas 97—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Colter, Yea - p 4183.

HCR 182 Pass (Mar 14) Yeas 98—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HCR 184 Pass (Mar 12) Yeas 90—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Hall, Haydon, Hoffman, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Mckee, Miller, Moberly, Napier, Nelson, Nesler, Nunn, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Wilkey, Yonts. **Nays 1**—Hoover.

Modifications: Meeks, Yea - p 3805; Palumbo, Yea - p 4065.

HCR 185 Pass (Mar 14) Yeas 99—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HJR 186 Pass (Mar 14) Yeas 72—J. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Bather, C. Belcher, L. Belcher, Bowling, Branham, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, L. Clark, P. Clark, Coleman, Collins, Colter, Crenshaw, Crimm, Denham, Deweese, Draud, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Horlander, Jenkins, J. Lee, Lindsay, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Nesler, Palumbo, Pasley, Rader, Rasche, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Stacy, Stein, Stumbo, Thomas, Thompson, Treesh, J. Turner, T. Turner, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 21**—Allen, Baugh, Brinkman, Comer, Cornett, Crall, Fischer, Kerr, S. Lee, Marcotte, Napier, Nelson, Nunn, Pullin, Reinhardt, Smith, Stewart, Tapp, Upchurch, Vincent, Walton.

HJR 188 Pass (Mar 14) Yeas 97—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 1**—Bowling.

HJR 189 Pass (Mar 19) Yeas 98—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Colter, Yea - p 4183.

HJR 191 Pass (Mar 18) Yeas 95—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Yonts. **Nays 0.**

Modifications: Bather, Yea - p 5137.

HCR 192 Pass (Mar 15) Yeas 93—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, L. Clark, P. Clark, Collins, Colter, Comer, Cornett, Crall, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Stumbo, Tapp, Thomas, Thompson, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Jenkins, Yea - p 4084; Crenshaw, Yea - p 4085.

HCR 199 Pass (Mar 15) Yeas 94—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, L. Clark, P. Clark, Collins, Colter, Comer, Cornett, Crall, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Jenkins, Yea - p 4084; Crenshaw, Yea - p 4085.

HR 203 Co-Sponsor (Mar 5) Yeas 83—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, Lindsay, Marcotte, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Richards, Riggs, Riner, Scott, Siler, Sims, Smith, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, Vincent, Walton, Wayne, Weaver, Wilkey, Yonts. **Nays 0.**

HJR 205 Pass (Mar 19) Yeas 98—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Colter, Yea - p 4183.

HJR 210 Pass (Mar 19) Yeas 99—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Colter, Yea - p 4183.

HJR 212 Pass (Mar 19) Yeas 99—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Colter, Yea - p 4183.

HR 223 (Mar 7) Yeas 81—R. Adams, Adkins, Allen, A. Arnold, Ballard, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Bruce, Buckingham, D Butler, D.D Butler, Cherry, Childers, L. Clark, P. Clark, Coleman, Colter, Cornett, Crall, Crenshaw, Crimm, Denham, Deweese, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Siler, Sims, Smith, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Nesler, Yea - p 3432.

HCR 226 Pass (Mar 19) Yeas 94—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Stumbo, Tapp, Thomas, Thompson, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Wilkey, Yonts. **Nays 0.**

HR 229 Co-Sponsor (Mar 11) Yeas 93—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Colter, Comer, Cornett, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Graham, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HCR 244 Pass (Mar 21) Yeas 97—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HCR 244 Final Passage (Apr 15) Yeas 83—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Bruce, Buckingham, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Collins, Comer, Cornett, Crall, Crenshaw, Damron, Denham, Draud, Fischer, Ford, Geveden, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Moberly, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Simpson, Sims, Smith, Stacy, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Yonts. **Nays 0.**

Modifications: Meeks, Yea; Brinkman, Yea; Colter, Yea - p 5160.

HR 248 Co-Sponsor (Mar 21) Yeas 95—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Jenkins, Kerr, S. Lee, J. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riner, Scott, Siler, Simpson, Sims, Smith, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HCR 285 Pass (Apr 15) Yeas 90—R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Buckingham, D Butler, D.D Butler, Callahan, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Crall, Crenshaw, Crimm, Damron, Denham, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Webb, Wilkey, Yonts. **Nays 0.**

Modifications: Cherry, Yea - p 5137.

HCR 286 Pass (Apr 15) Yeas 95—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Buckingham, Burch, D Butler, D.D Butler, Callahan, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Cherry, Yea - p 5137.

HR 291 (Apr 2) Yeas 95—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HR 293 Co-Sponsor (Apr 2) Yeas 97—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

HR 300 Co-Sponsor (Apr 15) Yeas 95—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Draud, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Sims, Smith, Stacy, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: P. Clark, Yea; Simpson, Yea - p 5137.

HR 303 Co-Sponsor (Apr 15) Yeas 82—R. Adams, Adkins, Allen, J. Arnold, Ballard, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Collins, Colter, Comer, Cornett, Crimm, Damron, Denham, Draud, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Miller, Moberly, Mobley, Napier, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Richards, Riggs, Riner, Scott, Siler, Sims, Smith, Stacy, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: A. Arnold, Yea - p 5137.

HR 304 Co-Sponsor (Apr 15) Yeas 95—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

SB 2 Pass (Apr 15) Yeas 76—Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Bather, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Buckingham, D Butler, D.D Butler, Childers, L. Clark, P. Clark, Coleman, Comer, Cornett, Crall, Crenshaw, Damron, Denham, Feeley, Fischer, Ford, Gooch, Graham, Hall, Haydon, Heleringer, Hoffman, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

SB 4 Pass (Mar 7) Yeas 92—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Buckingham, Burch, D Butler, D.D Butler, Callahan, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Miller, Moberly, Mobley, Napier, Nelson, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Vincent, Walton, Wayne, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Cherry, Yea; Nesler, Yea; Meeks, Yea - p 3432; Barrows, Yea - p 3984.

SB 7 Pass (Mar 11) Yeas 95—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, L. Clark, P. Clark, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

SB 11 Pass (Mar 26) Yeas 95—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

SB 13 Pass (Mar 22) Yeas 87—R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Childers, L. Clark, P. Clark, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Feeley, Fischer, Ford, Gooch, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Sims, Smith, Stacy, Stein, Stewart, Tapp, Thomas, Thompson, T. Turner, Upchurch, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Vincent, Yea; Simpson, Yea; Treesh, Yea - p 4437; Branham, Yea - p 4565.

SB 13 Final Passage (Apr 15) Yeas 90—J. Adams, Adkins, Allen, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Collins, Colter, Comer, Cornett, Crenshaw, Crimm, Damron, Denham, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Stumbo, Tapp, Thomas, Thompson, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Yonts. **Nays 0.**

Modifications: Nunn, Yea - p 5121; A. Arnold, Yea; Treesh, Yea; Crall, Yea - p 5137.

SB 14 Pass (Mar 20) Yeas 92—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Fischer, Ford, Geveden, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Crall, Yea - p 4313.

SB 18 Pass (Mar 11) Yeas 98—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

SB 25 Pass (Mar 29) Yeas 88—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Bather, Baugh, L. Belcher, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Ford, Geveden, Gooch, Graham, Gray, Haydon, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Stumbo, Thomas, Thompson, J. Turner, T. Turner, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: C. Belcher, Yea - p 4871; Fischer, Yea - p 4916.

SB 26 Pass (Mar 7) Yeas 98—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Cherry, Yea - p 3432; Barrows, Yea - p 3984.

SB 33 Pass (Mar 29) Yeas 87—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Childers, L. Clark, P. Clark, Coleman, Colter, Comer, Cornett, Crall, Crimm, Damron, Denham, Deweese, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Haydon, Heleringer, Hoffman, Hoover, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, J. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 2**—Collins, Sims.

Modifications: Crenshaw, Yea; Horlander, Yea - p 4871.

SB 36 Pass (Mar 21) Yeas 94—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Ford, Geveden, Gooch, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

SB 38 Pass (Mar 27) Yeas 94—J. Adams, R. Adams, Adkins, Allen, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Wilkey, Yonts. **Nays 0.**

Modifications: P. Clark, Yea - p 4766.

SB 41 Pass (Mar 22) Yeas 85—R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, L. Clark, P. Clark, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Feeley, Ford, Geveden, Gooch, Gray, Hall, Haydon, Heleringer, Hoover, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, T. Turner, Upchurch, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 1**—Pullin.

Modifications: Vincent, Yea; Simpson, Yea; Treesh, Yea - p 4437; Hoffman, Yea - p 4438; Branham, Yea - p 4565.

SB 45 Pass (Feb 21) Yeas 97—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

SB 54 Pass (Feb 7) Yeas 94—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Graham, Gray, Hall, Haydon, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, T. Turner, Upchurch, Vincent, Walton, Webb, Westrom, Wilkey, Yonts. **Nays 3**—Heleringer, Sims, J. Turner.

Modifications: Heleringer, Nay to Yea - p 1993; J. Turner, Nay to Yea - p 2358.

SB 55 Adopt Floor Amendment No. 1 (Mar 27) Yeas 62—J. Adams, Adkins, J. Arnold, Ballard, Barrows, C. Belcher, L. Belcher, Bowling, Brinkman, Bruce, Buckingham, Burch, D Butler, Callahan, Cherry, L. Clark, Coleman, Collins, Colter, Crenshaw, Denham, Draud, Geveden, Gooch, Graham, Gray, Hall, Hoffman, Horlander, Jenkins, Kerr, J. Lee, Marzian, Mckee, Meeks, Miller, Moberly, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Stacy, Stumbo, Thomas, Thompson, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 26**—R. Adams, Baugh, Bratcher, D.D Butler, Childers, Comer, Cornett, Crall, Crimm, Deweese, Feeley, Fischer, Ford, Hoover, S. Lee, Marcotte, Mobley, Reinhardt, Smith, Stewart, Tapp, J. Turner, T. Turner, Upchurch, Vincent, Walton.

SB 55 Pass (Mar 27) Yeas 92—J. Adams, R. Adams, Adkins, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: P. Clark, Yea - p 4766.

SB 59 Pass (Mar 26) Yeas 93—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Marcotte, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Siler, Simpson, Sims, Smith, Stacy, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 4**—P. Clark, Lindsay, Marzian, Stein.

Modifications: Bowling, Yea - p 4565.

SB 61 Pass (Mar 7) Yeas 98—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Cherry, Yea - p 3432; Barrows, Yea - p 3984.

SB 66 Pass (Mar 25) Yeas 98—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 1**—Bowling.

SB 70 Pass (Mar 11) Yeas 96—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Gooch, Yea - p 3719; Wayne, Yea - p 4084.

SB 74 Pass (Mar 11) Yeas 98—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

SB 80 Pass (Apr 2) Yeas 92—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Graham, Gray, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Wilkey, Yonts. **Nays 1**—Gooch.

SB 86 Pass (Mar 20) Yeas 92—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Fischer, Ford, Geveden, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Crall, Yea; Nesler, Yea - p 4313.

SB 89 Pass (Mar 14) Yeas 98—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

SB 90 Pass (Mar 11) Yeas 95—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Gooch, Yea - p 3719; Vincent, Nay - p 4085.

SB 91 Pass (Apr 15) Yeas 81—J. Adams, R. Adams, Adkins, Allen, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Buckingham, Burch, D Butler, D.D Butler, Cherry, Childers, L. Clark, P. Clark, Collins, Colter, Comer, Cornett, Crimm, Damron, Denham, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Hoover, Jenkins, Kerr, J. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Palumbo, Pasley, Pullin, Rader, Rasche, Richards, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, J. Turner, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Yonts. **Nays 1**—Callahan.

Modifications: Nunn, Yea - p 5121; Reinhardt, Yea; Crenshaw, Yea - p 5136; Callahan, Nay to Yea; Hoffman, Yea; Horlander, Yea; Treesh, Yea; Crall, Yea - p 5137.

SB 100 Pass (Mar 28) Yeas 84—J. Adams, R. Adams, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Branham, Brinkman, Bruce, Burch, D Butler, D.D Butler, Callahan, Childers, L. Clark, P. Clark, Coleman, Colter, Comer, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Kerr, J. Lee, Lindsay, Marcotte, Mckee, Meeks, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riner, Scott, Siler, Sims, Smith, Stacy, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, T. Turner, Upchurch, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 8**—Bowling, Jenkins, S. Lee, Marzian, Riggs, Simpson, Stein, Vincent.

SB 101 Suspend Rules for House Floor Amendment No. 1 (Mar 21) Yeas 91—J. Adams, R. Adams, Adkins, A. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Gray, Hall, Haydon, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Marcotte, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 1**—Lindsay.

SB 101 Pass (Mar 21) Yeas 96—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

SB 107 Pass (Mar 19) Yeas 94—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, J. Turner, T. Turner, Upchurch, Vincent, Walton, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Brinkman, Yea; Colter, Yea - p 4183.

SB 112 Pass (Mar 19) Yeas 93—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Vincent, Walton, Wayne, Weaver, Webb, Wilkey, Yonts. **Nays 1**—Bratcher.

Modifications: Brinkman, Yea; Colter, Yea - p 4183.

SB 113 Pass (Mar 21) Yeas 97—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Gray, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

SB 116 Pass (Mar 8) Yeas 93—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Webb, Westrom, Wilkey, Yonts. **Nays 1**—Allen.

SB 117 Pass (Mar 11) Yeas 95—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Wilkey, Yonts. **Nays 0.**

SB 120 Pass (Apr 15) Yeas 94—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Damron, Denham, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

SB 121 Pass (Mar 22) Yeas 83—R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Burch, D Butler, D.D Butler, Callahan, Childers, L. Clark, P. Clark, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Feeley, Fischer, Ford, Gooch, Gray, Hall, Haydon, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, T. Turner, Upchurch, Walton, Wayne, Weaver, Westrom, Yonts. **Nays 0.**

Modifications: Vincent, Yea; Simpson, Yea; Treesh, Yea - p 4437; Branham, Yea - p 4565.

SB 123 Pass (Mar 28) Yeas 41—A. Arnold, J. Arnold, Barrows, Bather, Bratcher, Brinkman, Burch, D Butler, Callahan, Cherry, L. Clark, Coleman, Crenshaw, Deweese, Draud, Feeley, Geveden, Graham, Gray, Haydon, Heleringer, Horlander, Jenkins, Lindsay, Marzian, Mckee, Meeks, Miller, Moberly, Nesler, Palumbo, Pasley, Riggs, Scott, Stein, Stumbo, Thompson, Wayne, Weaver, Westrom, Wilkey. **Nays 46**—R. Adams, Adkins, Allen, Ballard, Baugh, Bowling, Branham, D.D Butler, Childers, Collins, Colter, Comer, Crall, Crimm, Damron, Denham, Fischer, Ford, Hall, Hoffman, Hoover, Kerr, J. Lee, S. Lee, Marcotte, Mobley, Napier, Nelson, Nunn, Pullin, Rader, Reinhardt, Richards, Riner, Siler, Sims, Smith, Stacy, Stewart, Thomas, Treesh, T. Turner, Upchurch, Vincent, Walton, Webb.

Modifications: Nesler, Yea to Nay - p 4818.

SB 123 Motion to Reconsider (Mar 29) Yeas 52—J. Adams, Adkins, A. Arnold, J. Arnold, Barrows, Bather, C. Belcher, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, Callahan, L. Clark, P. Clark, Coleman, Crenshaw, Crimm, Deweese, Draud, Feeley, Geveden, Gooch, Graham, Gray, Haydon, Heleringer, Horlander, Jenkins, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Nesler, Palumbo, Pasley, Riggs, Scott, Simpson, Stein, Stumbo, Thompson, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 32**—R. Adams, Ballard, Baugh, D.D Butler, Childers, Colter, Comer, Cornett, Crall, Damron, Denham, Ford, Hoffman, Hoover, Kerr, J. Lee, S. Lee, Mobley, Napier, Nelson, Pullin, Rasche, Richards, Riner, Siler, Sims, Smith, Stewart, J. Turner, T. Turner, Vincent, Walton.

Modifications: Fischer, Nay - p 4916.

SB 123 Pass (Apr 2) Yeas 48—J. Adams, A. Arnold, J. Arnold, Barrows, Bather, C. Belcher, Bratcher, Brinkman, Bruce, Buckingham, D Butler, Callahan, Cherry, L. Clark, P. Clark, Coleman, Crenshaw, Crimm, Deweese, Draud, Feeley, Geveden, Gooch, Graham, Gray, Haydon, Heleringer, Horlander, Jenkins, Lindsay, Marzian, Mckee, Meeks, Miller, Moberly, Palumbo, Pasley, Scott, Simpson, Stein, Stumbo, Thompson, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 43**—R. Adams, Adkins, Allen, Ballard, Baugh, Bowling, D.D Butler, Childers, Collins, Colter, Comer, Cornett, Crall, Damron, Denham, Fischer, Ford, Hoffman, Hoover, Kerr, J. Lee, S. Lee, Marcotte, Mobley, Napier, Nelson, Nesler, Pullin, Reinhardt, Richards, Riner, Siler, Sims, Smith, Stacy, Stewart, Tapp, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton.

Modifications: Nunn, Nay - p 5121.

SB 125 Pass (Mar 20) Yeas 93—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, L. Clark, P. Clark, Coleman, Collins, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 1**—Allen.

Modifications: Palumbo, Yea - p 4437.

SB 126 Pass (Mar 28) Yeas 93—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, Coleman, Collins, Colter, Comer, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 1**—Napier.

Modifications: P. Clark, Yea - p 4819.

SB 128 Pass (Mar 19) Yeas 95—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Childers, L. Clark, P. Clark, Coleman, Collins, Comer, Cornett, Crall, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Crenshaw, Yea; Brinkman, Yea; Colter, Yea - p 4183; S. Lee, Yea - p 4437.

SB 130 Pass (Mar 21) Yeas 94—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Moberly, Mobley, Napier, Nelson, Nesler, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Tapp, Thomas, Thompson, Treesh, T. Turner, Upchurch, Vincent, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

SB 131 Pass (Mar 8) Yeas 94—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Webb, Westrom, Wilkey, Yonts. **Nays 1**—Allen.

SB 133 Pass (Mar 21) Yeas 90—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Gray, Hall, Haydon, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Weaver, Webb, Wilkey, Yonts. **Nays 0.**

Modifications: Wayne, Yea; McKee, Yea - p 4375.

SB 134 Pass (Mar 21) Yeas 98—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

SB 138 Pass (Mar 21) Yeas 96—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Wayne, Yea - p 4375.

SB 139 Pass (Mar 29) Yeas 78—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, L. Clark, Colter, Comer, Cornett, Crenshaw, Crimm, Damron, Deweese, Feeley, Ford, Geveden, Gooch, Graham, Gray, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Nelson, Nesler, Nunn, Palumbo, Pasley, Rader, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Sims, Smith, Stacy, Stumbo, Tapp, Thomas, Thompson, J. Turner, T. Turner, Vincent, Walton, Wayne, Weaver, Westrom, Wilkey, Yonts. **Nays 11**—Allen, P. Clark, Crall, Denham, Lindsay, Napier, Pullin, Rasche, Simpson, Stewart, Webb.

Modifications: Fischer, Nay - p 4916.

SB 141 Pass (Mar 20) Yeas 89—R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Colter, Comer, Cornett, Crall, Crenshaw, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, T. Turner, Vincent, Walton, Wayne, Webb, Westrom, Wilkey, Yonts. **Nays 4**—Allen, Crimm, Hoover, Rasche.

Modifications: Bratcher, Yea; Upchurch, Yea; Crimm, Nay to Yea - p 4313.

SB 142 Pass (Apr 1) Yeas 89—R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Bruce, Buckingham, Burch, D Butler, D.D Butler, Cherry, Childers, L. Clark, P. Clark, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Fischer, Ford, Geveden, Gooch, Graham, Gray, Haydon, Heleringer, Hoffman, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rasche, Reinhardt, Richards, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 1**—Feeley.

Modifications: Brinkman, Yea - p 4916.

SB 143 Pass (Mar 20) Yeas 88—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Collins, Colter, Comer, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Hoffman, Hoover, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Nelson, Nesler, Nunn, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 1**—Heleringer.

Modifications: Horlander, Yea - p 4313; Palumbo, Yea - p 4437.

SB 143 Final Passage (Apr 2) Yeas 86—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, D Butler, D.D Butler, Callahan, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Moberly, Mobley, Napier, Nelson, Nesler, Palumbo, Pasley, Rader, Rasche, Reinhardt, Richards, Riner, Scott, Simpson, Sims, Smith, Stacy, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Yonts. **Nays 2**—Miller, Pullin.

SB 146 Pass (Mar 22) Yeas 90—J. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Buckingham, Burch, D Butler, D.D Butler, Callahan, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Feeley, Fischer, Ford, Geveden, Gooch, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Yonts. **Nays 0.**

Modifications: Branham, Yea - p 4565.

SB 147 Pass (Mar 21) Yeas 90—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Bather, Baugh, C. Belcher, L. Belcher, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Feeley, Fischer, Ford, Geveden, Gooch, Gray, Hall, Haydon, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Meeks, Miller, Moberly, Mobley, Nelson, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 1**—Bowling.

Modifications: Bowling, Nay to Yea; Nesler, Yea; McKee, Yea - p 4375.

SB 149 Pass (Mar 11) Yeas 93—J. Adams, R. Adams, A. Arnold, J. Arnold, Ballard, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Childers, L. Clark, P. Clark, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Gooch, Yea - p 3719.

SB 152 Pass (Mar 22) Yeas 88—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crenshaw, Crimm, Damron, Denham, Deweese, Feeley, Fischer, Ford, Gooch, Gray, Hall, Haydon, Heleringer, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, T. Turner, Upchurch, Walton, Wayne, Weaver, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Webb, Yea; Vincent, Yea - p 4437; Hoffman, Yea - p 4438.

SB 153 Pass (Mar 22) Yeas 94—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Buckingham, Burch, D Butler, D.D Butler, Callahan, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Feeley, Fischer, Ford, Geveden, Gooch, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Branham, Yea - p 4565; Horlander, Yea - p 4871.

SB 156 Pass (Mar 28) Yeas 89—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, Coleman, Collins, Colter, Comer, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Ford, Geveden, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riner, Scott, Siler, Sims, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Smith, Yea; Simpson, Yea - p 4818; P. Clark, Yea - p 4819.

SB 164 Pass (Mar 26) Yeas 96—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Bowling, Yea - p 4565.

SB 166 Pass (Mar 25) Yeas 95—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Horlander, Jenkins, Kerr, J. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

SB 168 Pass (Mar 22) Yeas 76—R. Adams, Adkins, A. Arnold, J. Arnold, Bather, Baugh, C. Belcher, Bowling, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Childers, L. Clark, P. Clark, Coleman, Comer, Cornett, Crall, Crenshaw, Damron, Denham, Deweese, Feeley, Geveden, Gooch, Gray, Hall, Haydon, Heleringer, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Moberly, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, T. Turner, Upchurch, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 6**—Colter, Crimm, Miller, Napier, Nelson, Siler.

Modifications: Vincent, Yea; Simpson, Yea - p 4437; Hoffman, Yea - p 4438; Branham, Yea - p 4565.

SB 170 Pass (Mar 20) Yeas 95—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Barrows, Yea; Graham, Yea - p 4313.

SB 176 Pass (Mar 22) Yeas 82—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Buckingham, Burch, D Butler, D.D Butler, Callahan, Childers, L. Clark, P. Clark, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Feeley, Fischer, Ford, Gray, Hall, Haydon, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, T. Turner, Upchurch, Vincent, Walton, Weaver, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Vincent, Yea; Simpson, Yea - p 4437; Branham, Yea - p 4565.

SB 178 Pass (Mar 21) Yeas 98—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

SB 179 Pass (Mar 28) Yeas 96—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Nesler, Yea - p 4818.

SB 184 Pass (Mar 29) Yeas 88—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Bather, Baugh, C. Belcher, L. Belcher, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Ford, Geveden, Gooch, Graham, Gray, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, J. Turner, Vincent, Walton, Wayne, Weaver, Webb, Wilkey, Yonts. **Nays 0.**

Modifications: S. Lee, Yea - p 4871.

SB 185 Pass (Mar 21) Yeas 95—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Ford, Geveden, Gooch, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

SB 187 Pass (Mar 22) Yeas 75—Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bratcher, Brinkman, Buckingham, Burch, D Butler, D.D Butler, Callahan, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Feeley, Fischer, Ford, Geveden, Gooch, Gray, Hall, Heleringer, Horlander, Jenkins, Kerr, S. Lee, Lindsay, Marcotte, Mckee, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Riggs, Riner, Scott, Smith, Stacy, Stewart, Stumbo, Tapp, Thompson, Treesh, T. Turner, Upchurch, Walton, Wayne, Weaver, Webb, Westrom. **Nays 9**—R. Adams, Bowling, Hoover, Richards, Siler, Sims, Thomas, Wilkey, Yonts.

Modifications: Hoffman, Yea; Meeks, Yea; Vincent, Yea; Simpson, Yea - p 4437; Branham, Yea - p 4565.

SB 192 Suspend Rules for House Floor Amendment No. 2 (Mar 25) Yeas 70—J. Adams, Allen, A. Arnold, J. Arnold, Ballard, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D.D Butler, Cherry, Coleman, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Kerr, J. Lee, S. Lee, Marcotte, Moberly, Mobley, Napier, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Weaver, Westrom. **Nays 21**—R. Adams, Adkins, Bather, Branham, Callahan, Childers, L. Clark, P. Clark, Collins, Damron, Horlander, Jenkins, Mckee, Meeks, Nelson, Richards, Riggs, Stein, Stumbo, Wilkey, Yonts.

SB 192 Pass (Mar 25) Yeas 95—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, L. Clark, P. Clark, Coleman, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Horlander, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 2**—Collins, Jenkins.

Modifications: Childers, Yea - p 4464.

SB 193 Pass (Apr 1) Yeas 95—R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

SB 193 Final Passage (Apr 15) Yeas 54—J. Adams, A. Arnold, J. Arnold, Barrows, Bather, C. Belcher, Bowling, Brinkman, Buckingham, Burch, D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Crenshaw, Crimm, Damron, Draud, Feeley, Geveden, Gooch, Graham, Gray, Haydon, Heleringer, Hoffman, Horlander, J. Lee, Lindsay, Mckee, Meeks, Miller, Moberly, Nesler, Nunn, Palumbo, Pasley, Rasche, Richards, Riggs, Riner, Scott, Stacy, Tapp, Thomas, Thompson, Treesh, Weaver, Westrom, Wilkey, Yonts. **Nays 42**—R. Adams, Adkins, Allen, Ballard, Baugh, L. Belcher, Bratcher, D.D Butler, Collins, Colter, Comer, Cornett, Crall, Denham, Fischer, Ford, Hall, Hoover, Jenkins, Kerr, S. Lee, Marcotte, Marzian, Mobley, Napier, Nelson, Pullin, Reinhardt, Siler, Simpson, Sims, Smith, Stein, Stewart, Stumbo, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Webb.

Modifications: Stumbo, Nay to Yea - p 5121; Childers, Yea to Nay - p 5136.

SB 195 Pass (Mar 27) Yeas 86—J. Adams, R. Adams, Adkins, Allen, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Ford, Geveden, Gooch, Graham, Hall, Haydon, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riner, Scott, Siler, Simpson, Sims, Stacy, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: P. Clark, Yea - p 4766.

SB 196 Pass (Mar 25) Yeas 98—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

SB 197 Pass (Mar 25) Yeas 71—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Bather, Baugh, C. Belcher, L. Belcher, Branham, Brinkman, Bruce, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Denham, Deweese, Draud, Ford, Geveden, Gooch, Gray, Hall, Horlander, Jenkins, Kerr, J. Lee, Marcotte, Mckee, Meeks, Mobley, Napier, Nelson, Nesler, Nunn, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Scott, Simpson, Sims, Smith, Stacy, Stewart, Stumbo, Tapp, Thomas, Treesh, J. Turner, Upchurch, Walton, Weaver, Webb, Yonts. **Nays 27**—Barrows, Bowling, Bratcher, Buckingham, Coleman, Feeley, Fischer, Graham, Haydon, Heleringer, Hoffman, S. Lee, Lindsay, Marzian, Miller, Moberly, Palumbo, Pasley, Riner, Siler, Stein, Thompson, T. Turner, Vincent, Wayne, Westrom, Wilkey.

SB 203 Pass (Mar 26) Yeas 98—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Bowling, Yea - p 4565.

SB 207 Pass (Mar 26) Yeas 93—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, L. Belcher, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Bowling, Yea - p 4565.

SB 210 Suspend Rules for House Floor Amendment No. 2 (Apr 2) Yeas 50—Adkins, A. Arnold, Barrows, C. Belcher, Bowling, Bratcher, Burch, Callahan, Cherry, Childers, Coleman, Collins, Colter, Comer, Cornett, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Ford, Geveden, Graham, Haydon, Hoffman, Kerr, Marzian, Mckee, Mobley, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Richards, Riner, Scott, Sims, Smith, Stacy, Stumbo, Tapp, Thompson, Vincent, Walton, Weaver, Webb, Westrom. **Nays 29**—J. Arnold, Ballard, Bather, Baugh, L. Belcher, Brinkman, Bruce, D Butler, D.D Butler, L. Clark, P. Clark, Crall, Feeley, Fischer, Gooch, Gray, Heleringer, Hoover, Horlander, Jenkins, Marcotte, Meeks, Miller, Stewart, J. Turner, T. Turner, Upchurch, Wayne, Yonts.

SB 210 Pass (Apr 2) Yeas 69—J. Adams, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Burch, D Butler, D.D Butler, Callahan, Cherry, L. Clark, P. Clark, Coleman, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Geveden, Gooch, Graham, Gray, Haydon, Heleringer, Hoffman, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Marcotte, Marzian, Meeks, Miller, Moberly, Nesler, Nunn, Rasche, Reinhardt, Richards, Riner, Scott, Simpson, Stein, Stumbo, Tapp, Thomas, Treesh, J. Turner, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 26**—R. Adams, Baugh, Buckingham, Childers, Collins, Colter, Comer, Ford, Hoover, Lindsay, Mckee, Mobley, Napier, Palumbo, Pasley, Pullin, Rader, Siler, Sims, Smith, Stacy, Stewart, Thompson, T. Turner, Upchurch, Vincent.

SB 211 Pass (Mar 26) Yeas 94—R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Miller, Moberly, Mobley, Napier, Nelson, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Meeks, Yea; Nesler, Yea - p 4565.

SB 219 Pass (Apr 1) Yeas 93—R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Meeks, Yea - p 5136.

SB 222 Pass (Mar 27) Yeas 90—J. Adams, R. Adams, Adkins, J. Arnold, Ballard, Barrows, Baugh, L. Belcher, Bowling, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 2**—C. Belcher, Bratcher.

Modifications: P. Clark, Yea - p 4766.

SB 227 Adopt Floor Amendment No. 3 (Mar 29) Yeas 32—Ballard, Baugh, L. Belcher, Bratcher, D.D Butler, P. Clark, Comer, Cornett, Crall, Damron, Ford, Gooch, Hoffman, Kerr, S. Lee, Marcotte, Mobley, Napier, Nelson, Nesler, Pullin, Reinhardt, Riggs, Riner, Siler, Smith, Stewart, Tapp, J. Turner, T. Turner, Upchurch, Walton. **Nays 55**—J. Adams, Adkins, Allen, A. Arnold, J. Arnold, Bather, C. Belcher, Brinkman, Bruce, Buckingham, Burch, D Butler, Callahan, Cherry, Childers, L. Clark, Coleman, Collins, Colter, Crenshaw, Crimm, Denham, Deweese, Draud, Feeley, Geveden, Graham, Hoover, Horlander, Jenkins, Lindsay, Marzian, Mckee, Meeks, Miller, Moberly, Nunn, Palumbo, Pasley, Rader, Rasche, Richards, Scott, Simpson, Sims, Stacy, Stein, Stumbo, Thomas, Thompson, Vincent, Wayne, Weaver, Wilkey, Yonts.

Modifications: Fischer, Nay - p 4916.

SB 227 Pass (Mar 29) Yeas 93—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Baugh, C. Belcher, L. Belcher, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Haydon, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

SB 229 Pass (Mar 27) Yeas 91—R. Adams, Adkins, Allen, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, Coleman, Collins, Colter, Comer, Cornett, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Wilkey, Yonts. **Nays 0.**

Modifications: P. Clark, Yea - p 4766.

SB 230 Pass (Mar 22) Yeas 78—R. Adams, A. Arnold, J. Arnold, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, L. Clark, P. Clark, Coleman, Collins, Colter, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Feeley, Fischer, Ford, Geveden, Gooch, Gray, Hall, Haydon, Heleringer, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Marcotte, Mckee, Meeks, Miller, Moberly, Mobley, Nelson, Nesler, Nunn, Palumbo, Pasley, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, T. Turner, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 8**—Allen, Ballard, Bowling, Comer, Lindsay, Napier, Pullin, Rasche.

Modifications: Vincent, Yea; Simpson, Yea - p 4437; Hoffman, Yea - p 4438; Branham, Yea - p 4565.

SB 234 Pass (Mar 27) Yeas 85—J. Adams, R. Adams, Adkins, Allen, J. Arnold, Ballard, Barrows, Baugh, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Draud, Feeley, Fischer, Ford, Gooch, Graham, Hall, Haydon, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Sims, Smith, Stacy, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Weaver, Webb, Westrom. **Nays 3**—C. Belcher, Simpson, Yonts.

Modifications: P. Clark, Yea - p 4766.

SB 234 Pass (Apr 15) Yeas 94—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Damron, Denham, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

SB 238 Pass (Apr 1) Yeas 91—R. Adams, Adkins, Allen, J. Arnold, Ballard, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Denham, Deweese, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 2**—Barrows, Damron.

SB 239 Pass (Mar 25) Yeas 99—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

SB 243 Pass (Mar 26) Yeas 98—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

SB 257 Pass (Apr 15) Yeas 93—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Damron, Denham, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

SB 262 Pass (Apr 1) Yeas 90—R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Haydon, Heleringer, Hoffman, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nunn, Palumbo, Pasley, Rader, Rasche, Reinhardt, Richards, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 5**—Hoover, Lindsay, Nesler, Pullin, Upchurch.

SB 262 Final Passage (Apr 15) Yeas 86—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Buckingham, Burch, D Butler, D.D Butler, Callahan, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crimm, Damron, Denham, Draud, Feeley, Fischer, Ford, Geveden, Graham, Hall, Haydon, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Yonts. **Nays 0.**

Modifications: Crenshaw, Yea - p 5137.

SB 267 Pass (Mar 28) Yeas 94—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rasche, Richards, Riggs, Riner, Scott, Siler, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, T. Turner, Upchurch, Vincent, Walton, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Reinhardt, Yea - p 4813; Simpson, Yea - p 4818.

SB 271 Pass (Mar 28) Yeas 45—J. Adams, Adkins, Allen, A. Arnold, J. Arnold, Barrows, Baugh, Branham, Bruce, Burch, D Butler, Callahan, Cherry, L. Clark, Colter, Crenshaw, Crimm, Deweese, Draud, Feeley, Geveden, Graham, Gray, Heleringer, Horlander, J. Lee, Lindsay, Marzian, Mckee, Meeks, Miller, Rasche, Reinhardt, Scott, Siler, Smith, Stacy, Stein, Stumbo, Thomas, Thompson, T. Turner, Weaver, Webb, Wilkey. **Nays 41**—R. Adams, Ballard, C. Belcher, Bowling, Bratcher, Brinkman, D.D Butler, Childers, P. Clark, Collins, Comer, Crall, Damron, Denham, Fischer, Ford, Hall, Hoffman, Jenkins, Kerr, S. Lee, Marcotte, Moberly, Mobley, Napier, Nesler, Nunn, Palumbo, Pasley, Pullin, Richards, Riggs, Riner, Simpson, Sims, Stewart, Tapp, Treesh, Walton, Wayne, Yonts.

Modifications: Smith, Yea to Nay; Vincent, Nay - p 4818.

SB 289 Pass (Mar 28) Yeas 93—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, Coleman, Collins, Colter, Comer, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Graham, Gray, Hall, Haydon, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: P. Clark, Yea - p 4819.

SJR 3 Pass (Mar 25) Yeas 97—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Bather, Baugh, C. Belcher, L. Belcher, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 1**—Bowling.

SJR 16 Pass (Mar 19) Yeas 98—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Brinkman, Yea; Colter, Yea - p 4183.

SJR 16 Final Passage (Apr 15) Yeas 93—J. Adams, R. Adams, Adkins, Allen, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crenshaw, Crimm, Damron, Denham, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Yonts. **Nays 0.**

Modifications: Nunn, Yea - p 5121; A. Arnold, Yea; Treesh, Yea; Crall, Yea - p 5137.

SCR 17 Pass (Mar 4) Yeas 95—J. Adams, R. Adams, Adkins, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Tapp, Thompson, Treesh, J. Turner, T. Turner, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Thomas, Yea - p 3245.

SJR 23 Pass (Mar 19) Yeas 93—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Bruce, Buckingham, Burch, D Butler, D.D Butler, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Comer, Cornett, Crall, Crimm, Damron, Denham, Deweese, Draud, Fischer, Ford, Geveden, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Crenshaw, Yea; Brinkman, Yea; Colter, Yea - p 4183.

SJR 24 Pass (Mar 19) Yeas 99—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Colter, Yea - p 4183.

SCR 34 Pass (Mar 22) Yeas 90—R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Feeley, Fischer, Ford, Geveden, Gooch, Gray, Hall, Haydon, Heleringer, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, T. Turner, Upchurch, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Vincent, Yea; Simpson, Yea - p 4437; Hoffman, Yea - p 4438; Branham, Yea - p 4565.

SJR 39 Pass (Mar 19) Yeas 94—J. Adams, R. Adams, Adkins, Allen, J. Arnold, A. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Kerr, J. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Brinkman, Yea; Colter, Yea - p 4183.

SJR 42 Pass (Mar 20) Yeas 98—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

SCR 47 Pass (Mar 19) Yeas 94—R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Bruce, Buckingham, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Comer, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Brinkman, Yea; Colter, Yea - p 4183.

SCR 49 Pass (Mar 21) Yeas 97—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, T. Turner, Upchurch, Vincent, Walton, Wayne, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

SCR 76 Pass (Mar 19) Yeas 94—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, L. Clark, P. Clark, Coleman, Collins, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Graham, Gray, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Colter, Yea - p 4183.

SCR 92 Pass (Mar 28) Yeas 94—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, Coleman, Collins, Colter, Comer, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: P. Clark, Yea - p 4819.

SJR 109 Pass (Mar 26) Yeas 95—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Bowling, Yea - p 4565.

SCR 142 Pass (Mar 28) Yeas 92—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, Coleman, Collins, Colter, Comer, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, T. Turner, Upchurch, Vincent, Walton, Wayne, Webb, Wilkey, Yonts. **Nays 0.**

Modifications: Reinhardt, Yea - p 4813; P. Clark, Yea - p 4819.

SJR 153 Pass (Mar 27) Yeas 92—J. Adams, R. Adams, Adkins, Allen, J. Arnold, Ballard, Barrows, Bather, Baugh, C. Belcher, L. Belcher, Bowling, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Hoffman, Hoover, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: P. Clark, Yea - p 4766.

SJR 156 Pass (Mar 26) Yeas 89—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D.D Butler, D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Colter, Comer, Cornett, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Fischer, Ford, Geveden, Graham, Gray, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Siler, Simpson, Sims, Smith, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 2**—Crall, Wayne.

Modifications: Bowling, Yea - p 4565.

SCR 185 Pass (Mar 26) Yeas 94—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Baugh, C. Belcher, L. Belcher, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Lindsay, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Bowling, Yea - p 4565.

Legislative Citation No. 12 Co-Sponsor (Jan 22) Yeas 83—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Bather, Baugh, C. Belcher, Bowling, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Colter, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Jenkins, Kerr, J. Lee, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Richards, Riner, Scott, Siler, Sims, Smith, Stein, Stewart, Stumbo, Thomas, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

Modifications: Collins, Yea - p 787.

Legislative Citation No. 41 Co-Sponsor (Feb 15) Yeas 56—J. Adams, R. Adams, Adkins, A. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Brinkman, Buckingham, D.D Butler, Cherry, L. Clark, P. Clark, Coleman, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Feeley, Ford, Geveden, Graham, Hall, Haydon, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, Mckee, Meeks, Miller, Moberly, Mobley, Nelson, Nunn, Pasley, Pullin, Rasche, Reinhardt, Riggs, Siler, Sims, Stacy, Stewart, Thomas, Treesh, J. Turner, T. Turner, Vincent, Wilkey. **Nays 0.**

Legislative Citation No. 92 Co-Sponsor (Mar 19) Yeas 96—J. Adams, R. Adams, Adkins, Allen, A. Arnold, J. Arnold, Ballard, Barrows, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Brinkman, Bruce, Buckingham, Burch, D Butler, D.D Butler, Callahan, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Comer, Cornett, Crall, Crenshaw, Crimm, Damron, Denham, Deweese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Hall, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Kerr, J. Lee, S. Lee, Marcotte, Marzian, Mckee, Meeks, Miller, Moberly, Mobley, Napier, Nelson, Nesler, Nunn, Palumbo, Pasley, Pullin, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Smith, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 0.**

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Vehicle emission program, farm truck exemption - HB 317
Water quality plans and related documents, grant confidentiality to - HB 367
Weights
  and measures, national and Kentucky standards, amending reference source of - HB 430
  and Measures, standards - HB 399: HCA(2)
Wineries,
  small and farm, additional activities permitted - HB 808
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Alcoholic Beverages

Acceptable payment methods, expansion of - HB 511
Alcohol or public intoxication, testing - HB 429
Alcoholic
  beverage omnibus bill - HB 511
  beverage sellers and servers, minimum age requirement of - HB 512
  beverages at sporting events, discourage sale - SB 123: HFA(5); HB 511: HFA (1),(2)
  beverages, after-hour consumption, grace period established - SB 123: HCS
  beverages, omnibus bill - SB 123: HCS
  beverages, Sunday sales, prohibition on - SB 123: HFA(1),(2)
Department of Alcoholic Beverage Control, food and alcohol sales, documentation required - SB 123: HCS
Distilleries, souvenir retail liquor license, sales, quantities, business entities - HB 605
Driving under the influence, ignition interlock device - HB 652: HCS, HFA (1)
DUI test, warning - HB 100: SFA(3)
DUI, refusal to submit to alcohol test, videotape - HB 304
Election officers - HB 32: SFA(1)
Electronic gaming license, additional licenses authorized - HB 768: HFA(12),(37)
Establishments where alcoholic beverages are sold, ban on minors' presence, exceptions to - HB 513
Food sales, additional documentation of, department authorized to - HB 511: HCS
Grape
  and berry industry, Agriculture and Natural Resources Committee to study development of - HCR 159: HCS
  and Wine Council, creation of - HB 855
  and Wine Council, duties to be carried out to the extent funds available - HB 855: HCS
  and Wine Council, winery operators and grape producers added to - HB 855: HFA(1)
Kentucky retailer package license, distilled spirits, wine, malt beverages, distribution - HB 605: HFA(1)
Licensure, private clubs and lodges - HB 134
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Malt beverages and distilled spirits retailer, after hour grace period for consumption - HB 511: HCS
Mandatory training, implementation of - HB 511
Racetracks with electronic gaming devices, minimum age to play, smoke, or drink - HB 768: HFA(1)
Racetracks, electronic gaming devices, minimum age to play, smoke, or drink - HB 768: HFA(3)
Restaurant
  premises, corkage allowed - SB 123: SCS
  premises, wine consumption on - SB 123
Restaurants holding a wine license, corkage fee - SB 123: SCS
Retail
  alcohol sales, souvenir bottles for on-premises business events at distillery - HB 605: HCS
  drink license's premises, sampling permitted - HB 511: SFA(1)
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Alcoholic Beverages Continued

Sale of alcoholic beverages discouraged at sporting events in state facilities, removal of provision - HB 511: SCS
Sunday sales, local ordinance permitting - SB 123: HFA(6)
Title, Thomas J. Burch Self-Intoxication Act of 2002 - SB 123: HFA(4)
Wineries,
  small and farm, additional activities permitted - HB 808
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Alcoholism

Alcohol or public intoxication, testing - HB 429
Commission,
  services and supports, membership and duties of - SB 2; SB 2: HCS, HFA (2),(4),(7),(9),(10)
  services and supports, membership, duties - HB 177; HB 177: HCS (1)
Counseling, money for - HB 452: HFA(2),(3)
Drug, alcohol dependent inmate, treatment - HB 277
DUI license revocation, ignition interlock device - HB 652
Kentucky Agency for Substance Abuse Policy, membership and duties of - SB 2: HFA(12),(13)

Amusements and Recreation

Allocation and distribution of gaming proceeds altered to provide greater state return - HB 768: HFA(47),(48)
Appropriation
  for residents displaced by Jefferson County airport expansion - HB 768: HFA(54),(55)
  for Shelby County Courthouse Project - HB 768: HFA(58)
Electronic
  gaming - HB 768: HFA(13)
  gaming at tracks, part of state lottery, omnibus - HB 768: HFA(21)
  gaming authorized at horse racing tracks, omnibus bill - HB 768
  gaming license, additional licenses authorized - HB 768: HFA(12),(37)
Official state outdoor drama, Pioneer Playhouse, designation of - HB 607
Off-road
  motorcycle & ATV Task Force, add 2 members to represent House Transportation Committee - HCR 161: HFA(1)
  motorcycle & ATV Task Force, add a member to represent area development districts - HCR 161: HFA(2)
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Rides
  and attractions, inspection fees - HB 473: SCA(1)
  and attractions, permitting and inspection of - HB 473
Sale of alcoholic beverages discouraged at sporting events in state facilities, removal of provision - HB 511: SCS
Sporting events, ban on alcoholic beverage sales - SB 123: HFA(5); HB 511: HFA (1),(2)
State parks, camping fees, exemption for disabled and disabled veterans - HB 105
Tourism
  Development Act, deletion of sunset provision - HB 284
  Development Act, relating to certification and approved costs - HB 284: HCS

Animals, Livestock, and Poultry

Agriculture water quality plans and related documents, grant confidentiality to - HB 367
Agroterrorism, penalties for - HB 811
Animal
  control officers, employment of - HB 576: HFA(1)
  shelters, standards, development of - HB 576: HFA(2)
Aquaculture, paddlefish study, study economic benefits and biological impacts - HJR 210: HCS
Assistance dogs, public places, access to - SB 4; SB 4: HFA (1),(2)
Bestiality, crime of - HB 863
Cats and ferrets, rabies vaccination, proof of - HB 576: HFA(3)
Cervids,
  importation into Kentucky, restrictions on - HB 470: SFA(3)
  importation, restrictions on - HB 470: SFA(1)
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Confidentiality, limit - HB 367: HCS
Deer
  and elk farming, exemption from sales tax, emergency - HB 517: HFA(1)
  and elk farming, sales tax exemption - HB 517
Dog law, revision of - HB 576

Animals, Livestock, and Poultry Continued

Dogs and cats, rabies vaccination, requirement for - HB 576
Dogs,
 license fees, collection of - HB 576: HCA(1)
 licensing requirements - HB 576: HFA(5),(7)
Fair Council, membership of - HB 399: HCA(1)
Honeybees, sales and use tax, exemption from - HB 185
Hunting dogs, control of - HB 576: HFA(6)
Kentucky-grown
 agricultural products, promote state purchase of - SB 13: SCS
 perishables, state purchase of, requirement for - SB 13; HB 319
Kentucky's elk herd, Fish and Wildlife Resources, efforts, educational support for - SCR 49
Livestock,
 definition of, confined deer and elk added to - HB 470: SCS
 definition of, confined deer and elk deleted from - HB 470: SFA(2)
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Urbanized areas - HB 314

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Abandoned infants - SB 55; HB 76
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Aquaculture Task Force, development of a report - HJR 20
Cabinet for Health Services, mental health, appropriations for - HB 177: HFA(1)
Cigarette tax increase - HB 677; HB 677: HFA (1)
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 county improvement fund - HB 612
 Severance Capital Projects, Muhlenberg County - HB 507: HFA(5)
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Compulsive gamblers assistance fund, funding mechanism, creation of - HB 203
Cosmetology board, fees for - HB 507: HFA(3)
County projects funded from coal severance tax money - HB 507: SCA(2),(3)
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 penalty, prohibit expenditures for executions - HB 507: HFA(8)
 penalty, prohibit expenditures for executions of mentally retarded - HB 507: HFA(9)
Election expenses, reimbursement - HB 34
Electronic health registries - HB 161
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 Branch Budget, free conference committee report - HB 507: FCCR
 Branch Budget, free conference committee report number 2 - HB 507: FCCR
 Branch Budget, free conference committee report number 3 - HB 507: FCCR
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 spending accounts, appropriation of - HB 507: HFA(13)
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Judicial
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 Branch Budget - HB 658
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Juveniles, appropriations prohibited for the death penalty for - HB 507: HFA(10)

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Kentucky
  Community and Technical College System, appropriate funds for - HB 507: HFA(7)
  Retirement System, state's contribution, full funding urged - SCR 45
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  budget, limitations to the cost-of-living adjustment calculation - HB 657: HFA(1)
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  Government Water and Sewage Fund, appropriation to - HB 646
  school districts, equitable health benefits - HB 507: HFA(25),(26)
Major industrial facility, in support of - SB 193: HFA(7)
Medicaid deaf-blind waiver - HB 362
Petroleum storage tank fund, expenditures from - SB 193: HFA(2),(5)
Prohibit expenditures by state agencies relating to human cloning - HB 507: HFA(21),(22)
Reauthorize and reallocate FY 200 appropriation for aquaculture infrastructure components - HB 507: HFA(23)
Senior prescription drug coverage, deletion of appropriation for - HB 819: HCS
Smokeless, loose, and other tobacco, impose tax - HB 677; HB 677: HFA (1)
State employee annual increments, adjustment after each year of the biennium - HB 787
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Technical changes relating to the Executive Branch Budget - HB 507: HFA(17)
Thermal vision grant program, clarification of appropriation - HB 293: SCS
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  Settlement Funds, transferring - HB 507: HFA(16)
Western Kentucky University, other funds approved for renovation - SB 54
WKU project approval, equal membership on statutory committees required before approval - SB 54: SFA(1)

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Architects, examination process, testing service provision - SB 230
Condition for licensure, student loan repayment status - HB 296
Interior
  designer certification, administered by Board of Architects - HB 207
  designer certification, Bd. of Architects, administration - HB 207: HFA(1)
  designer certification, Board of Architects, administration - HB 207: HCS

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Security exemptions, open meetings, records - SB 136

Area Development Districts

Children's psychiatric treatment facilities, location and beds - HB 744
Disclosure statements, filing of - HB 357: SCA(1)
Employment of planners - HB 465
Local
  industrial development authority, membership increase - SB 134
  industrial development authority, membership increase, permission for - SB 134: SFA(1)
Off-road motorcycle & ATV Task Force, add a member to represent area development districts - HCR 161: HFA(2)
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  code of local ethics board, memo of agreement with ADD's - HB 357
  planning councils, establish growth policy element - HB 465

Arts and Crafts

Official state outdoor drama, Pioneer Playhouse, designation of - HB 607
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Associations

Dental hygienists and certified dental assistants, board responsibility expanded - HB 467
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Associations Continued

Occupational
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  therapy licensure, professional organization membership - SB 68: SFA(1); HB 261: HCS, HFA (1)
State Investment Commission, individuals appointed by Governor to - HB 578

Athletics

College and universities, termination of coaching staff for violating rules - SB 248
High
  school athletics - SB 132: HFA(5),(7)
  school sports physicals, chiropractors to perform - HB 442: SCS
Interscholastic athletics - SB 254: HFA(1)
Kentucky
  High School Athletic Association, bowling as a letter sport, inclusion of - HR 238
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Sale of alcoholic beverages discouraged at sporting events in state facilities, removal of provision - HB 511: SCS
Skating and biking on local government property, remove liability for - HB 209
Sporting events at state facilities, ban on alcoholic beverage sales - SB 123: HFA(5); HB 511: HFA (1),(2)

Attorney General

Adult abuser, criminal prosecution of - HB 667, 760
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  jurisdiction - HB 688: HCS
  jurisdiction with Commonwealth's attorneys and county attorneys - HB 79
Credit risk score - HB 563
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  gouging following terrorist act, prohibition of - HB 129: HCS
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Telephone solicitation, health charitable organization, exemption for - HB 47: SFA(4)
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Attorney, Commonwealth's

Abandoned infants, placement and custody, parental rights - SB 55; HB 76
Access to vital record information - HB 523: HFA(1)
Adult abuser, criminal prosecution of - HB 667, 760
Animal shelter standards, prosecution - HB 576: HFA(5)
Assault of a family member, penalty increase - HB 107
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Commonwealth detectives, arrest and process authority - HB 52: SFA(1)
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Concealed weapons, carrying of - HB 97: SFA(3)
Concurrent
  jurisdiction - HB 688: HCS
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Criminal
  defendant, needy, request for funds - HB 487: SFA(2),(3)

Attorney, Commonwealth's Continued

  offenders, sanctions other than imprisonment - SB 220
  records, expungement - HB 580
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Driving
  under the influence, ignition interlock device - HB 652: HCS, HFA (1)
  under the influence, penalties for - HB 100: SCS
  under the influence, substances other than alcohol - HB 788
DUI test, warning - HB 100: SFA(3)
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Expense allowance - HB 526: HCA(1)
Filing fee, increase - HB 535: HFA(1)
Invasion of privacy, crime of - HB 133
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Sex
  offense, amendment of charge - SB 227: HFA(15),(16)
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Sexual
  Assault Response Team Advisory Committee, member of - HB 308; HB 308: HCS
  offender control program - HB 300
  offense against a minor, penalty increase - HB 861
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Stalking restraining order - HB 428: HCS
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  by deception, criminal penalty for - HB 691
  of identity, crimes related to - HB 79: HCS
Threatening or retaliating against - HB 571
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Violent offenders, include individuals convicted of robbery in the first degree - SB 26: SCS

Attorney, County

Abandoned infants, placement and custody, parental rights - SB 55; HB 76
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Adult abuser, criminal prosecution of - HB 667, 760
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Detectives,
  hiring of, authorization for - HB 52
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Reproductive health facilities, enforcement of access to - HB 665
Sexual offender control program - HB 300
Sexually violent predators, involuntary outpatient civil commitment - HB 162

Attorney, County Continued

Terrorist act, price freeze following - HB 129
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 of Juvenile Justice personnel, testimony in civil actions by deposition or in person - HB 144: HFA(1)
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 under the influence, ignition interlock device - HB 652: HCS, HFA (1)
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Guardians ad litem, increase fees paid to - HB 551
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Minors committed to the Department of Juvenile Justice, legal services provided to - HB 144: HCS
Monitoring a private conversation, criminalize - HB 119: HCS
Participant in legal process, intimidation or retaliation - HB 571: HCS
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Power of attorney, provisions concerning - HB 394; HB 394: HCS
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 offenses, criminal penalties for - SB 227
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Sexual offense against a minor, penalty increase - HB 861
Sexually violent predators, involuntary outpatient civil commitment - HB 162
Stalking
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Auditor of Public Accounts
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Audits and Auditors
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Banks and Financial Institutions
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Barbers and Cosmetologists

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Flexible
 spending account, appropriation of - HB 507: HFA(12)
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 branch budget - HB 658: SCS
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Campaign Finance

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15 1/2 years olds, instruction permit application, allowed if enrolled in driver's ed - HB 550
Abandoned
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Academic scholars, allow to apply for instruction permit at age 15 - HB 856
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  and foster children, postsecondary tuition waiver, eligibility and reporting requirements - HB 202; HB 202: HCS
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 Abuse Prevention Month, recognize April as - HR 227
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Foster
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  - sexual offenders, placement in homes with children - HB 805
- Juveniles in custody, legal claims related to conditions of confinement - HB 144: SFA(2)
- Juveniles, placement and offender records - HB 145: HCS
- Kentucky
  - Birth Surveillance Registry, outpatient and laboratory records submitted to - SB 219
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- Kidnapping or murder of victim under 12 years of age, aggravating circumstance - HB 336
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- Legal representation in criminal matters, requirement of - HB 146: HCS
- Matter portraying sexual performance by a minor, enhancement of penalties for crimes relating to - SB 246: HCS
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- Men, women, and children, when may defend against acts which are less than an assault - SB 227: HFA(1),(2)
- Methamphetamine offenses committed in the presence of a minor, increase penalty - HB 644
- Operator's license test for minors, prerequisites - HB 224
- Original birth certificate, adopted person's access to - HB 233
- Personal property exemption, increase to $15,000 - SB 260
- Pervasive
  - developmental disorders, funding for - HB 455: HCS(2)
  - developmental disorders, Medicaid waiver, require application for services - HB 455: HCS(1)
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- Pornography, crime of - SB 246: SCS
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- Psychiatric treatment facilities, location and beds - HB 744; HB 744: HCS
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- Racetracks
  - conducting electronic gaming devices, minimum age of players - HB 768: HFA(1)
  - with electronic gaming devices, limitations on minors' participation - HB 768: HFA(1)
- Racetracks, electronic gaming devices, minimum age to play - HB 768: HFA(3)
- Revenue Cabinet memoranda of agreement with the Cabinet for Families & Children, collection for - SB 133
- Sale of alcoholic beverages discouraged at sporting events in state facilities, removal of provision - HB 511: SCS
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  - nurse consultant, Department of Education, position established - HB 126
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- Schools, thirty minutes of physical activity in - HB 212
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- Sexual
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- Substance abuse and mental illness, programs concerning - SB 2; SB 2: HCS, HFA (2),(4),(6),(7),(9),(10)
- Teenage
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- Tobacco
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  - products, underage smokers, retail establishments, ABC, inspections - HB 436
- Twentieth Judicial Circuit, additional circuit judge - HB 820
- Uniform Child Custody Jurisdiction and Enforcement Act, adoption of - HB 603
- Vehicles transporting to Fish & Wildlife event or camp, exempt from regulation as a motor carrier - HB 755
- Vision screening - SB 207
- Visitation, relationship to payment of support - HB 153
- Voluntary child ID Program, duplicate IDs and data storage - HB 106: HCS
- Wolfe, Dr. Kimberly, honoring - HR 296
- Wrongful
  - death, damages for economic and noneconomic loss - HB 552
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- Administrative fees for identifications, use - HB 106: SFA(1)
- Applicants for driver's license or i.d. card, requirement to be U.S. citizen - HB 188: HCS(1)
- Application process for a driver's license or i.d. card, omnibus revision - HB 188
- CDL application information, circuit clerk's verification of - HB 189: HCS(1)
- Child identification, fees to AOC - HB 106: SFA(2)
- Driver's
  - license, organ nondonation, indicated on - HB 843
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- Fine for seat belt violations, exempt from court costs if prepaid - HB 68: HFA(1)
- Juror
  - names, disclosure of - HB 265
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- Jury
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- Motor vehicle operator's license, refugees and asylum, requirements for - HB 188: HFA(2)
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  - license test for minors, prerequisites - HB 224
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  - license, suspensions for violations in other states, limitation - HB 426
  - licenses and ID cards, issuance provisions for noncitizens, revisions - HB 188: SCS
  - licenses, Social Security requirement for application, documents used for foreign ID - HB 205
- Organ
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- Payments of fines, damages, and costs not to be paid through - HB 452; HB 452: HFA (1)
- Permanent restraining orders, entry into LINK - HB 428
- Revenues to hire deputy clerks, purchase equipment, increase - HB 867
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- Task force to study issuance of drivers licenses, appoint 3 members of - HCR 220
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 Employees Retirement System, petitions for membership - HB 801: HCS
Crestwood, in Oldham County, reclassification from 6th to 5th - HB 334
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Kentucky
 Retirement Systems, air time purchases - HB 427: HCS
 Retirement Systems, allowance options to include partial lump sum - HB 309: HCA(1)
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License electrical workers, cities may be state agent - HB 874
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Loss of life benefit from volunteer firefighters - HB 519
Louisville, Kentucky Center for African-American heritage, official center designated as - SB 130: HFA(1)
Manufactured
 homes, zoning regulation standards for - SB 197: HFA(6)
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Open dumps, counties not required to clean up if city has universal collection - HB 28
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Overtime pay, authorize compensatory time in lieu of - HB 596: HCS
Paid firefighters, collective bargaining rights - HB 537
Participation in KLEFP fund when population equal to or less than 2000 - SB 141: HFA(1)
Peace officers, allow for reimbursement costs incurred in initial hiring and training - SB 100: HFA(1)
Placement of manufactured homes in residential zones - SB 197: HFA(5)
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 and firefighters in cities of 3rd class, death benefit of up to $10,000 for - SB 101
Property tax exemption, buses used for charter or tour services - HB 159
Provide for initiative, referendum, and recall constitutional amendment - HB 518
Purchase of retirement service credit by active employees, eligibility requirements - HB 801: SCS
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 Increment Financing, make changes in definitions - HB 602: HFA(8)
Thermal
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Crestwood, in Oldham County, reclassification from 6th to 5th - HB 334
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Delinquent tax, exclude add-on fees from interest - SB 138: HCS
House legislative districts, 15% unemployment, economic development incentives - HB 166: HFA(1),(2)
Manufactured housing communities, restrictions on - HB 417: HFA(1)
Mayor, term of office for reelection purposes, clarification of - HB 297
Pilot program for blind voters - SB 128: HCA(1)
Police merit board, increase membership - HB 852: SFA(1)
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Cities, Fourth-Sixth Class

City office candidates, write-in voting exception, removal - HB 36
Declaration of intent for write-in candidates, fifth and sixth class city, filing of - HB 36: HCS
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Police jurisdiction, cities of the sixth class - HB 489

Cities, Second Class

House legislative districts, 15% unemployment, economic development incentives - HB 166: HFA(1)
Mayor, term of office for reelection purposes, clarification of - HB 297
Police
 and firefighters in cities of 2nd class, allow death benefit of up to $10,000 for - SB 101: SCS
 and firefighters, allow death benefit of up to $10,000 for - HB 680

Cities, Third Class

Police and firefighters, allow death benefit of up to $10,000 for - HB 680
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Airport acoustic nuisance area, compensation for persons residing in - HB 460
Blasting violations, Mines and Minerals, increased penalties - HB 751
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Business sale of goods or services at below cost, prohibition - HB 263
Child
  custody, standards and procedures relating to - HB 692
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Children's
  advocacy centers, operation of - HB 393: SCS
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Civil liability, licensees - HB 768: HFA(44)
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Cloning,
  pregnancy, prohibit if intended to initiate a - HB 138: SFA(1)
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Concealed deadly weapon prohibited, signs - HB 734
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Correctional employee as witness - HB 86: HFA(4)
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  gouging following a terrorist act, prohibition of - HB 129: HFA(1)
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- Visitation, relationship to payment of support - HB 153
- Withdrawn civil rights complaints, right to bring civil action - HB 241
- Wrongful
  - death, action to brought within two years of death - HB 552
  - death, claims allowed for - HB 242
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- Access to autopsy photographs and video recordings - HB 77: HCS
- Agroterrorism, penalties for - HB 811
- Appointment of guardian ad litem, discretionary hearing within 5 days of 14-day commitment order - HB 198: SCS
- Child
  - custody, standards and procedures relating to - HB 692
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- Commonwealth detectives, arrest and process authority - HB 52: SFA(1)
- Confidentiality of agriculture related records, limit - HB 367: HCS
- Department of Juvenile Justice personnel, testimony in civil actions by deposition or in person - HB 144: HFA(1)
- Drivers license, revocation - HB 100: HFA(1)
- Employee job performance, employer disclosure, limited immunity - HB 239
- Grandparent
  - visitation - HB 266
  - visitation, modification of requirements for - HB 182
- Informal settlements, provisions relating to waiver by beneficiary - HB 270: SFA(1)
- Inmates, suits against - HB 835
- Interrogatories, discovery in civil cases - HB 750
- Juror information, availability of - SB 263: SCS
- Jury
  - system administration of - HB 781: HFA(1)
  - system, administration of - HB 781; HB 781: HCS (1)
- Libel and slander, defenses - HB 432
- Mortgage lien, enforcement of - HB 764
- Peace officer, definition of - HB 228: HCS
- Probate of will, $15,000 personal property exemption - SB 262
- Reproductive health facilities, injunction for access to - HB 665
- Revocation of license of motor vehicle operator - HB 639: HCS
- Small claims court, increase jurisdictional limit - HB 365
- Stealing or damaging store goods, liability for - HB 475: HCS
- Structured settlements - HB 796
- Tattoos and body piercing, petition for self-consent by a minor - HB 29: HFA(1)
- Temporary removal hearings, appointment of temporary counsel - HB 245
- Treatment plans, incompetent to stand trial - HB 767
- Venue, establishment of - HB 516
- Visitation, relationship to payment of support - HB 153
- Withdrawn civil rights complaints, when civil action may be brought - HB 241
- Wrongful death, action to brought within two years of death - HB 552

Civil Rights

- Child sexual abuse offenders - HB 167
- Comparative religion, history instruction - HB 324
- Cyber-stalking, crime of - HB 335
- Death penalty, abolition of - HB 630
- DNA, expansion of criminal database - HB 4
- Fetal homicide - SB 115
- Grandparent visitation, modification of requirements for - HB 182
- Hate crime - HB 670
- Kentucky Commission on Human Rights, withdrawal of complaints, right to sue - HB 241
- Kidnapping,
  - criminal sentencing for crimes involving - HB 610
  - death penalty implications - HB 100: SFA(2)

Civil Rights Continued

Miranda warning, delivery in Spanish and other languages - HB 870
National Underground Railroad Freedom Center, establishment and promotion of - HR 119
Pharmacist, refusal to dispense medication or devices, clarification of - SB 109: SCS
Preemption of field by state - HB 392
School districts, review of personnel policies - SB 166
Sex offenders, community notification - HB 14: HFA(1)
Sexual
 offenders, chemical treatment program - HB 360
 orientation and gender identity, discrimination based on, prohibition - HB 125
State buildings, denial of entry into - HCR 29
Terrorism, limitation on probation and parole - HB 515
Use of force by police officers, policies and procedures relating to - HB 663
Visitation, relationship to payment of support - HB 153
Wrongful incarceration - HB 699

Claims

Child sexual abuse - HB 167
Department of Parks, authorize private suit against - HJR 86
Loss of consortium, children may claim - HB 552
Shoplifting, civil penalties - HB 475
Withdrawn civil rights complaints, when civil action may be brought - HB 241
Wrongful
 death, claims allowed for - HB 242
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Coal

Black lung benefits, revisions in - HB 348: SCS
Coal
 miner stamp, urge issuance by the U.S. Postal Service - HCR 12
 Severance Capital Projects, Muhlenberg County - HB 507: HFA(5)
 Workers Pneumoconiosis Fund, transferring funds from - HB 507: HFA(1)
Competitiveness of Kentucky coal, study of - HCR 244
County projects funded from coal severance tax money - HB 507: SCA(2),(3)
CT Scan, diagnosing coal workers' pneumoconiosis, provisions for - HB 348: HFA(3)
Declare May Day as a day to honor coal miners - HR 11
Electric
 generation facilities, sales tax exemption for - HB 635
 utilities, generating technologies, consideration for certificate of need - HB 790
Exempt KIDA and KREDA plants from siting requirements - HB 540: HFA(5)
Extraction
 of coal, permit requirement exemption - HB 405
 of, permit not required if incidental to construction - HB 405: HCS
Local
 Government Economic Development Fund, allocate funds for Harlan County - HB 507: HFA(14)
 Government Economic Development Fund, allocate monies for Hopkins County - HB 507: HFA(20)
 Government Economic Development Fund, allocate monies for Letcher County - HB 507: HFA(19)
 Government Economic Development Fund, allocate monies to Perry County - HB 507: HFA(15)
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Merchant electric generating facilities, regulation of siting of - SB 257
Mine accident reporting, clarify requirements - HB 793
Mitigation measures for stream impacts from coal mines, urge consideration by agencies - HB 798: HCA(1)
Nitrogen-oxide allowances, electric generating units, allocation and sale of - HB 408: HCS(1)
Property tax, exemption - HB 137
Recruitment of overseas coal miners - HCR 31
Removal incidental to construction, notice - HB 405: SCA(1)
Reorganization, Labor Cabinet, Coal Workers' Pneumoconiosis Fund - HB 488
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Shot rock, authorize the use of in the construction of county roads - HB 741
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 of electric generating facilities, preference for clean coal technology - HB 540: HFA(12)
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Coal

Surface mining violation, appraisal of damages to adjacent property - HB 809: SCA(1)
Synthetic fuel produced from, tax on - HB 612
Technical changes relating to the Executive Branch Budget - HB 507: HFA(17)
Unmined minerals, method of assessment for tax - HB 243; HB 243: SFA (1)
Utility contracts, offset for Kentucky tax paid - HB 408: HCS(2)
Water quality certification process for coal mines, revise - HB 798

Collective Bargaining

Deputy sheriffs in urban-county governments, collective bargaining authorized - HB 377
Local governments, authorization for paid firefighters - HB 537
Prevailing wage determination, annual wage survey, provisions for - HB 632

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"Hays Bridge", designation of in Breathitt County - SJR 16
"Lynn Dawson Bridge," designate in Logan County - SJR 42
"Ralph Smith Bridge", designate in Livingston County - SJR 156; HJR 212
"Robert M. Collins Highway," designating US 23 in Letcher County - SJR 24
"Ronald Reagan Day," February 6, annually recognizing - HR 107
4-H
  Youth Development Programs, honoring - HR 165
American Cancer Society, honoring - HR 91
Ballard, Louis B. "Bert," honoring - HR 231
Barkley Regional Airport, urge support of - HR 234
Bruce, Representative James Edmond, honoring - HR 257
Catholic Schools Week, honoring - HR 75
Center for African American heritage - HB 372: SFA(1)
Charitable health care providers, adjourning the House of Representatives in honor of - HR 76
Child Abuse Prevention Month, recognize April as - HR 227
Christian pastors and priests in the Sudan, resolution honoring - HR 306
Clear Fork Baptist Church, honoring - HR 251
Clements, Father George, honoring - HR 117
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Congresswoman Nancy Pelosi, honoring of - HR 221
Council on Mental Retardation, Inc., honoring - HR 171
Cross, Al, honoring - HR 229
Declare May Day as a day to honor coal miners - HR 11
Dickinson, Marina Ann, honoring - HR 156
Dr. Jane E. Good, honoring service to the US Naval Academy - HR 297
Fern, Ronnie, honoring - HR 241
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First Lady Judi Patton, honor advocacy efforts - HR 287
Friend, Jeff, honoring - HR 143
Glasser, Joanne K., honoring - HR 225
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Governor
  Paul E. Patton Veterans' Nursing Home, authorization to name new home in Perry County - HJR 111
  Paul Patton, efforts concerning Hyundai Motor Company, commendation of - HR 293
Grand Lodge of Kentucky, 202nd anniversary, honoring - HR 110
Helburn, Catherine Sue Rupard, honoring - HR 230
Heleringer, Bob, honoring - HR 268
Herman, Donald and Lucy, honoring - HR 128
Higdon, Jim, recognizing - HR 295
Jackson, Evelyn Rose - HR 16
Jefferson Community College faculty and staff, honoring - HR 144
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  African American Heritage Commission Day and 2002 African American Heritage Forum - HR 198
  Center for African American Heritage - HCR 242; HB 390: SFA (1)
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  Department of Travel, Commissioner Bob Stewart, honoring - HR 303

Commendations and Recognitions Continued

  Museum and History Day, declaration of, February 21, 2002 - HR 164
  organizations assisting in September 11 rescue efforts, commendation of - HR 97
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King, the Reverend Martin Luther, honoring - HR 74
Lexington Legends, honoring - HR 265
Little, N.Clayton, name connector road in Virgie, Ky. - SJR 23
Local Industrial Development Authorities, disposal and exchange of property - HB 549: HCS
Louisville
  Orchestra, honoring - HR 222
  RiverBats, honoring - HR 264
Lowe, Pearl Fraley, honoring - HR 150
May, Rebecca - HR 270
McKee, Anna Meyers Ross, honoring - HR 248
Millie "MeMe" Combs, honoring on 100th birthday - HR 200
Moosnick, Franklin Bernard, honoring - HR 255
Nesby, Charles W., Jr., honoring - HR 261
Nunnelly, Donald A. and Lillian B., honoring - HR 262
Nurses, adjournment in honor of - HR 290
Ramsey, Frank, "Frank Ramsey, Jr. Drive", naming - HJR 5
Rawls, Captain Trey, honoring - HR 121
Rick Slone, name state highway garage in Kemper in honor of - HJR 46
Robert Damron, road sign in Pikeville, honoring - HJR 3
Rockcastle County boys basketball team, honoring - HR 269
Sacred Heart Academy Valkyries, honoring - HR 298
Schmidt, Carrie, honoring - HR 252
Shumaker, Dr. John, honoring - HR 179
Smith, Sylvan "Smitty" and Janice C., honoring - HR 213
Thomas, Regena L., honoring - HR 118
Todd,
  Dr. Lee T., Jr., honoring - HR 142
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Trinity High School football team, KHSAA Class 4A state champions - HR 115
War on terrorism, supporting - HR 14
Washington County High School cheerleaders, honoring - HR 282
Webb, Raymond Loranzo, honoring - HR 235
Webster, Larry "Red Dog," honoring - HR 211
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Wilburn, Dr. Mark, honoring - HR 145
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Women's History Month, recognize March as - HR 228

Commerce

Assumed business name certificates, renewal - HB 201
Bluegrass State Skills Corporation, eligibility for programs - HB 166: HCS
Business sale of goods or services at below cost, prohibition - HB 263
Cigarette retailers, right to contract with suppliers - HB 682
Deferred deposit transactions, provisions regarding check cashing and postdated checks - HB 102
Documents regarding Kentucky permits and taxes, permit attorney to file on behalf of client - HB 273: HCS
Economic
  development incentives, priority - HB 166
  development tax incentives, omnibus revisions, relating to - HB 602
Employee job performance, employer disclosure, limited immunity - HB 239
Enterprise
  Zone Program, extension of - HB 602: HFA(5)
  Zone Program, interim study of, continuation - HCR 199
Health insurance, mail order prescriptions, requirements for - HB 369: HFA(2),(11)
Hearing aids, direct sales to consumer, prohibition - HB 252
Industrial sites, parks, and subdivisions, KREDA eligibility - HB 602: HFA(2)
Kentucky State Use Advisory Board, creation of - HB 485
KREDA, requirement related to regional industrial parks - HB 602: HFA(1)
Ky. Rural Economic Development Act, addition of limestone in manufacturing definition - HB 15

Commerce

Lien filings - HB 493
Local
  industrial development authorities, conveyance and disposal of property - HB 549
  Industrial Development Authorities, disposal and exchange of property - HB 549: HCS
Mail
  order prescriptions, controlled substances, certified mail required for - HB 369: HFA(26)
  order prescriptions, controlled substances, restrictions on - HB 369: HFA(25)
  order prescriptions, pharmacist, requirements for - HB 369: HFA(27)
  order prescriptions, requirements for - HB 369: HFA(1),(3),(4),(10),(19)
  solicitation, use of indorsable checks - HB 688
Mailbox solicitations, omission of lender solicitations - HB 688: HFA(1)
Major industrial facility, in support of - SB 193: HFA(7)
New economy initiatives, venture capital and program procedure, clarification - HB 525: HFA(1)
Omnibus revisions related to the new economy initiatives - HB 525
Pawnbrokers, information required in register - HB 579
Private investigators, licensing of - SB 139: HCS
Regional Industrial Parks, KREDA eligibility, calculation of wage and benefits - HB 602: HFA(3)
Regulation of small businesses, state agencies, requirements of - HB 841: HCS
Research facilities, tax credits - HB 525: HFA(2)
Retail
  alcohol sales, souvenir bottles for on-premises business events at distillery - HB 605: HCS
  trade protection, crimes pertaining to - HB 414
State incentives, relating to Tax Increment Financing and KREDA - HB 602: HFA(4)
Stealing or damaging store goods, liability for - HB 475: HCS
Tax Increment Financing, make changes in definitions - HB 602: HFA(8)
Telemarketing, limitation of - HB 47: SCS
Telephone
  solicitation, cable companies, exemption for - HB 47: HFA(4)
  solicitation, Definition of - HB 47: HFA(7),(8)
  solicitation, health charitable organization, exemption for - HB 47: SFA(4)
  solicitation, regulation and definition of - HB 47; HB 47: HFA (1),(2)
  solicitation, regulation of - HB 47: SFA(1),(2),(3), HCS, HFA (3),(5),(6)
Tourism
  Development Act, deletion of sunset provision - HB 284
  Development Act, relating to certification and approved costs - HB 284: HCS
Uniform commercial code, government debt issuance exempted from - HB 649
Unsolicited e-mails and faxes, regulation of - HB 466
West Kentucky Corporation, addition of Green County to - HB 98

Committees

Government Contract Review Committee, composition of - SB 231: SFA(3)
Interim joint committees of the LRC, meeting schedule, definition structure, staff - SB 1: SFA(1)
Kentucky
  Military History committee, reorganization - HB 613
  Military History, reorganization - HB 613: HFA(1)

Communications

BellSouth call center closure, urge for reconsideration - HR 195, 206
Cell
  tower siting - HB 270: SFA(3)
  tower siting, add most provisions of HB 598 - HB 270: SFA(5)
  tower siting, add most provisions of HB 598 plus fee cap - HB 270: SFA(6)
  tower siting, application fees - HB 598: HFA(7)
  tower siting, jurisdiction to all counties with zoning - HB 598
  tower siting, local control - HB 543
  towers, tax incentive for providers to build in Eastern Kentucky - HB 860
Cellular
  telephone tower, siting requirements - HB 598: HFA(8)
  towers, siting application fees - HB 598: HFA(6)
Criminal justice telecommunicators - HB 155
Cyber-stalking, crime of - HB 335

Communications Continued

- Excise tax, imposition of - HB 865
- Mobile telecommunications, taxation of - HB 634
- Monitoring a private conversation, exception to law prohibiting - HB 119: HFA(3)
- Motor vehicles, use of hand-held mobile telephones while driving, prohibition - HB 128
- Multichannel video programming excise tax, imposition of - HB 678
- Siting of cell towers, area planning commissions - HB 598: HFA(3)
- Telecommunications Devices for the Deaf, funding mechanism for - HB 416

Conference Committee Reports

- Executive
  - Branch Budget, free conference committee report - HB 507: FCCR
  - Branch Budget, free conference committee report number 2 - HB 507: FCCR
  - Branch Budget, free conference committee report number 3 - HB 507: FCCR
- HB
  - 1 - HB 1: CCR
  - 174 - HB 174: CCR
  - 175 - HB 174: FCCR
  - 314 SCS-CCR - HB 314: CCR
  - 314 SCS-FCCR - HB 314: FCCR
  - 507 - HB 507: CCR
  - 658 - HB 658: CCR
  - 659 - HB 659: CCR
  - 659/ GA - HB 659: FCCR
  - 659/GA - HB 659: FCCR
  - 97 - HB 97: CCR
  - 97/GA - HB 97: FCCR
- SB
  - 13 - SB 13: CCR, FCCR
  - 193 - SB 193: CCR, FCCR
  - 262 - SB 262: CCR
  - 262/HCS - SB 262: FCCR
  - 33/HCS: CCR - SB 33: CCR
- SJR 16 - SJR 16: CCR

Confirmation of Appointments

- Agricultural Development Board, Vickie Yates Brown - HCR 66
- Baker, Walter A., Council on Postsecondary Education - HCR 58
- Barlow, Doris S., Education Professional Standards Board - HCR 55
- Catron, Stephen B., Governor's Postsecondary Education Nominating Committee - HCR 285
- Council on Postsecondary Education, John R. Hall - HCR 56
- Darrell, Barton D., Council on Postsecondary Education - HCR 59
- Gubernatorial appointments subject to interim committee hearing, time for making - SB 1
- Guess, Susan Shaffer, Council Postsecondary Education - HCR 57
- Kruzner, Sheila Crist, Long-Term Policy Research Center Board - HCR 62
- M. Mark Wasicsko, Education Professional Standards Board - HCR 52
- Miller, Dr. Penny M., reappointment to the Long-Term Policy Research Center Board - HCR 63
- Mine
  - Safety Review Commission, Collier, Bayard - HCR 70
  - Safety Review Commission, Tackett, Charles M. - HCR 71
  - Safety Review Commission, Whitledge, William R. - HCR 72
- Moore, Samuel E., Agricultural Development Board - HCR 64
- Poynter, Willa H., Agricultural Development Board - HCR 65
- Stull, Thomas James, Education Professional Standards Board - HCR 53
- Waldrop, LaVeren M., Governor's Postsecondary Education Nominating Committee - HCR 286
- Welch, Joe M., Education Professional Standards Board - HCR 54

Conflict of Interest

- Executive
  - branch ethics code, "officer", definition - HB 225
  - branch ethics code, omnibus revisions - HB 227
  - branch ethics, boards and commissions, conflict of interest - HB 225

Conflict of Interest Continued

  branch ethics, public servant's family member as employee in the same agency - HB 226
Legislative
  ethics code, various changes in - SB 154
  ethics, former legislators becoming legislative agents, time lapse - HB 727
  ethics, mass mailing before an election, penalty for premature disclosure of a complaint - SB 154: SCS

Congressional Districts

2002 primary election cycle, suspension of deadlines, deletion of - HB 1: SFA(7)
Congressional districts, statewide plan - SB 65: SCS
Statewide plan - HB 1: SFA(3),(5),(7),(9)

Constables

Elected public officer, intimidating, retaliating against - HB 844
Elimination of office - HB 95

Constitution, Ky.

Administrative
  regulation review by General Assembly, provide for - HB 733: HCS
  regulations, review and approval process by the General Assembly - HB 733: SCS
City legislative bodies officials, four year terms for - HB 697
Constables, elimination of office - HB 95
Constitutional Amendment, hunting and fishing rights - HB 871
Corporations,
  clarification of effect of all other sections, ballot language - SB 120: SCS
  powers of - SB 120: HCS
  repeal of constitutional provisions - SB 120
Death penalty, abolition of - HB 630
Deficient administrative regulation - HB 733: HFA(2)
Electronic
  gaming - HB 768: HFA(15),(35)
  gaming at racetracks, court determinations on, effect of - HB 768: HFA(26),(27)
Kentucky Constitution, amend KRS 226, referendum on electronic gaming - HB 768: HFA(9),(28)
Legislative
  session, 40 days in even-numbered years - HB 9
  sessions, timing and duration, amendment - HB 800
Oversight
  committees of General Assembly, establish authorization for - HB 733: HFA(1)
  committees of General Assembly, establishment of authorization - HB 733
Property tax assessments, proposed amendment relating to - HB 237
Propose
  amendment of Sec, 226, referendum for electronic gaming and other games of chance - HB 768: HFA(56)
  amendment of Section 226, referendum for electronic gaming & other games of chance - HB 768: HFA(50)
  amendment of Section 226, referendum for electronic gaming and other games of chance - HB 768: HFA(53)
Proposed amendment of section 226, referendum on electronic gaming - HB 768: HFA(41)
Provide
  for gaming as authorized by General Assembly - HB 768: HFA(32)
  for initiative, referendum, and recall constitutional amendment - HB 518
Real
  property tax assessments - HB 373
  property tax exemptions, proposal to amend - HB 230
Referendum on container deposit, amendment to allow - HB 323
State
  buildings, denial of entry into - HCR 29
  Representatives, four year terms for - HB 697
Taxation, unmined minerals, exemption - HB 137
Title - HB 768: HFA(16)

Constitution, U.S.

- Death penalty, abolition of - HB 630
- Property taxes, real property, allow prepayment for five years - HB 440
- Second amendment, support of - HCR 43
- State buildings, denial of entry into - HCR 29

Consumer Affairs

- Affordable housing trust fund, lottery unclaimed prize money - HB 140
- Credit
  - card account numbers to telemarketers, prohibit provision of - HB 199
  - card balance, payment in full - HB 785
  - card information, restrictions on, and penalties for theft of - HB 65: HCS(1),(2)
  - card limit reduction, notice requirement - HB 786
  - card receipts, deletion on information - HB 65
- Deferred deposit transactions, provisions regarding check cashing and postdated checks - HB 102
- Denturists,
  - licensing, exemptions - HB 693
  - licensing, exemptions from - SB 150: HCS
  - scope of practice defined for - HB 467: SFA(1)
- End-of-life care, task force to study quality of - HCR 26
- Health discount plans, provisions regarding - SB 146: SCS
- Indorsement of item not acceptance - HB 688: HCS
- Issuance of emergency declaration, notification of - HB 129: HFA(2)
- Lien on towed vehicles, extend to include vehicle contents - HB 655
- Long-term
  - care, reauthorize the task force on - HCR 239
  - care, task force, membership of - HCR 239: HCS
- Mail solicitation, use of indorsable checks - HB 688
- Mechanics' and materialman's lien - HB 171
- Medicare supplement insurance, consumer's guide to - HB 149: SCS
- Motor fuel sales, fair competition act - HB 435
- Price
  - gouging - HB 83
  - gouging following a terrorist act, prohibition of - HB 129: HFA(1)
  - gouging following terrorist act, prohibition of - HB 129: HCS
- Private investigators' licensing, required insurance coverage, lower cap on - SB 139: HFA(3)
- Quality of end of life care, subcommittee to study - HCR 26: SCS
- Services affecting warranty, notification prior to commencement - HB 51
- Telemarketing, limitation of - HB 47: SCS
- Telephone
  - solicitation, cable companies, exemption for - HB 47: HFA(4)
  - solicitation, Definition of - HB 47: HFA(7),(8)
  - solicitation, health charitable organization, exemption for - HB 47: SFA(4)
  - solicitation, regulation of - HB 47: SFA(1),(2),(3), HCS, HFA (3),(5),(6)
- Terrorist act, price freeze following - HB 129
- Theft of identity and improperly obtaining financial information - HB 79
- Unsolicited e-mails and faxes, regulation of - HB 466

Contracts

- Agricultural products, identification and labeling of - SB 13: HFA(1)
- Annuities and variable insurance products - HB 164
- Building contract, projects $2,500 or over - HB 866
- Cigarette retailers, right to contract with suppliers - HB 682
- Coaching staff at colleges and universities, contract termination for rule violations - SB 248
- Competitive service contracts, library books exempt from - SB 231: SFA(3)
- Constitutional
  - amendment, oversight committees of General Assembly, authorization - HB 733
  - amendment, permit oversight committees of General Assembly - HB 733: HFA(1)
- Emergency and sole source, justification for granting exemptions - SB 231: SFA(2)
- Energy Efficiency Program for State Government buildings, goal of Commonwealth - SB 61: SFA(1)
- Farm implement franchises, inventory, sale of - HB 847
- Finance Cabinet, expansion of administration responsibilities of state contracting process - SB 231

Contracts Continued

- Government
  - contract review, omnibus revision - SB 31
  - purchasing contracts, food or meal services - HB 484
- Mail solicitation, use of indorsable checks - HB 688
- Multiagreement, define - SB 31: SFA(1)
- Offer and acceptance, offers not valid - HB 688: HCS
- Settlement agreements, confidentiality of - HB 868
- State
  - buildings, contracting, guaranteed energy savings performance - HB 214
  - buildings, guaranteed energy savings performance contracting - SB 61
  - park concessions, master agreements, study of - HB 204: HCS
- Utilization of contracts and agreements of other agencies, prohibit contracting body - HB 229

Coroners

- Access to autopsy photographs and video recordings - HB 77: HCS
- Autopsy
  - records, release of - HB 582
  - reports, use limitation - HB 77
- County coroners, salary schedule for - HB 661
- Death
  - certificate, cause of death, diabetes to be listed as - SB 113; HB 279
  - certificate, notarization of - HB 701
  - certificate, questions relating to diabetes to be included on - SB 113: SCS
  - certificates, requirements for if cause of death is unknown or pending investigation - HB 701: HCS
- Deaths in institutions and jails, report required - SB 2: HFA(9)
- Organ donation, implied consent for - HB 843
- Training incentive payments, include coroners - HB 661: HCS

Corporations

- Assumed business name certificates, renewal - HB 201
- Bank franchise tax, update Internal Revenue Code reference date - HB 531
- Business sale of goods or services at below cost, prohibition - HB 263
- Constitutional amendment - SB 120: SCS, HCS
- Corporation statutes, revision - SB 121
- Financing of existing industry development - HB 602: SFA(2)
- Ky. Rural Economic Development Act, addition of limestone in manufacturing definition - HB 15
- Limit Kentucky Constitution impact on, proposed constitutional amendment - SB 120
- Motor fuel taxes, exception to officer liability provisions - HB 614: SFA(1)
- Private investigators, licensing of - SB 139: HCS
- Proposed constitutional amendment, clarification of effect of all other sections, ballot language - SB 120: SCS
- West Kentucky Corporation, addition of Green County to - HB 98
- Workers' compensation, employer liability - HB 656

Corrections and Correctional Facilities, State

- Assault 3rd degree, jail transportation officer - HB 333
- Barbers and cosmetologists, requirement for licensing of - HB 86: HFA(3)
- Barbers, requirement for licensing in - HB 86: HFA(1)
- Body armor, purchase for probation and parole officers - HB 338: SFA(1)
- Commission on Correction and Community Service, membership - HB 141
- Concurrent jurisdiction, federal prisons - HB 143
- Correctional
  - employee as witness - HB 86: HFA(4)
  - employee career retention program - HB 184
  - employees, career retention program for - HB 184: HCS
- Cosmetologists, requirement for licensing of - HB 86: HFA(2)
- Death
  - penalty, abolition of - HB 630
  - penalty, forensic DNA testing to prove innocence - HB 424
- Department
  - for Juvenile Justice, programs and facilities, public notice required - HB 638
  - of Corrections, Personnel Division - SB 149

Corrections and Correctional Facilities, State Continued

DNA testing, expansion of - HB 53
DNA, expansion of criminal database - HB 4
Drug, alcohol dependent inmate, treatment - HB 277
Graves, desecration of - SB 88
Inmate lawsuits, effect of prior frivolous suits - HB 86: SFA(1),(2)
Kentucky State Use Advisory Board, creation of - HB 485
Limited license or certification of felon - HB 469: SFA(4)
Observing or photographing person in custody, permitted when - HB 133
Omnibus revision, correctional matters - HB 86; HB 86: HCS
Prison labor to maintain nonprofit cemeteries - HB 58
Prisoner release, parties notified - HB 93: HCA(1)
Professional counselor, licensing of - HB 57: SCS
Sex offender, public notice - HB 14: HFA(2)
Sexual offender control program - HB 300
Treatment plans, incompetent to stand trial - HB 767
Use of force by police officers, policies and procedures relating to - HB 663
Wrongful
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Corrections Impact

Agroterrorism, penalties for - HB 811
Alcohol or public intoxication, testing - HB 429
Assault 3rd degree, jail transportation officer - HB 333
Bestiality, crime of - HB 863
Blasting violations, increased penalties - HB 751
Burning forest land - SB 273
Child
 custody, standards and procedures relating to - HB 692
 sexual abuse offenders - HB 167
Computer, unlawful access to - HB 193
Concurrent jurisdiction, federal prisons - HB 143
Controlled substance possession, when conviction may be sealed - HB 276
Correctional employee career retention program - HB 184
Criminal cases, District and Circuit Courts - HB 452
Date rape drug prevention act - SB 25
Death
 penalty for juveniles, elimination of - HB 447
 penalty, abolition of - HB 630
 penalty, forensic DNA testing to prove innocence - HB 424
Desecration of a corpse, enhanced penalty, imposition of - HB 676
DNA
 testing and database, expand to include all felonious sex offenders - HB 132
 testing, expansion of - HB 53
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Kentucky Board of EMS, omnibus revision - HB 469
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Mentally retarded, prohibit execution of - HB 407
Methamphetamine offenses committed in the presence of a minor, increase penalty - HB 644
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Pawning personal property - HB 514
Pornography, penalties, increase - SB 246
Reproductive health facilities, enforcement of access to - HB 665
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Sex
  offender, residence notification - HB 14
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  offense against a minor, penalty increase - HB 861
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Sexually violent predators, treatment requirements, violation of - HB 162
Terrorism, limitation on probation and parole - HB 515
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  by deception, criminal penalty for - HB 691
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1% cap on county occupational licenses - HB 314: HFA(3)
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Air pollution control district, require clean air plan development - SB 102: SFA(1),(2)
Ambulances, requirements for - SB 196; HB 469: SFA (7)
Annexation of urbanized areas - HB 314: HFA(2)
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Bluegrass State Skills Corporation, eligibility for programs - HB 166: HCS
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  telephone tower, siting requirements - HB 598: HFA(8)
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  local government - HB 659; SB 33: HCS
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  of comprehensive plans with region and state - HB 465
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County
  agricultural development councils, funds, allocation and authority over county portion of - SB 201

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  cemetery boards, creation of, restoration and maintenance of nonprofit cemeteries - HB 521: SCS
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  Employees Retirement System, membership - HB 801: HFA(1)
  Employees Retirement System, petitions for membership - HB 801: HCS
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  development incentives, priority - HB 166
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Elected public officer, intimidating, retaliating against - HB 844
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Electrical workers, licensure and fee requirements - HB 169
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  gaming - HB 768: HFA(13)
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  management directors, appointment and qualifications of - HB 742: HCS
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Employees, retirement health insurance coverage, provisions regarding - HB 846: SFA(4),(6)
EMS personnel, residency requirement - SB 125
Enterprise Zone Program, extension of - HB 602: HFA(5)
Environmental impact fee and tipping fee funds, receipt of - HB 174
Fee office administration, continue to operate as if over 70,000 when population drops below - SB 112
Financial assistance to, require 25% match prior to granting - HB 174: HFA(6)
Fire
  protection district board members, salary increase - HB 477
  protection dues or fees added to tax bill when levied, lien for nonpayment - HB 483
Firefighter benefits - HB 588: HCS
Firefighters, benefits - SB 101: HFA(1)
First class cities, property tax, certificates of delinquency due date - SB 138
Fiscal courts assist cemetery boards appointed to maintain nonprofit cemeteries - HB 58
Funds from Kentucky Pride Fund, amounts, use and requirements - HB 174: HCS
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  clinics, CON exemption for certain full-service - HB 661: SCS
  facility, CON exemption for certain full-service - HB 661: SFA(2)
Historic cemeteries, preservations grants available - HB 572
Incentive payments for training, jailers participation in - HB 478: HCS
Industrial
  sites, parks, and subdivisions, KREDA eligibility - HB 602: HFA(2)
  taxing districts, creation of - SB 193: HCS
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Interstate highways, to be included in annual road cleanup - HB 174: HFA(2)

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Jailers with life safety facilities or closed facilities, allow training and incentive for - HB 478
Joint sewer agencies, uniform rates, exemption - HB 739
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 Law Enforcement Foundation Program Fund, sheriff participation - HB 156
 Retirement Systems, air time purchases - HB 427: HCS
 Retirement Systems, allowance options to include partial lump sum - HB 309: HCA(1)
 Retirement Systems, disability discontinued - HB 309: HFA(3)
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 Retirement Systems, retiree health insurance, new hires - HB 675
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 Rural Economic Development Act - HB 98: SFA(1); HB 549: SFA (1)
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KREDA, requirement related to regional industrial parks - HB 602: HFA(1)
Ky. Retirement Systems, domestic relations commissioner service, disability - HB 309: SCS
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 enforcement employee, residence requirement - SB 141
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Legislative body of a consolidated local government, urban-county government, or charter government - HB 144: SFA(1); HB 333: SFA (1)
Litter cleanup on roads, funds for - HB 174: SCA(1)
Local
 industrial development authorities, conveyance and disposal of property - HB 549
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Loss of life benefit from volunteer firefighters - HB 519
Lost and missing persons, search for - SB 111; HB 381
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 homes, zoning regulation standards for - SB 197: HFA(6)
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Model
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Motor fuel rebates for taxi cab companies in consolidated and urban-county governments - SB 242: HFA(1)
Municipal
 sewer districts, right of any city and county to form - HB 75: SFA(1)
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Non-coal mining activity, permit requirements for - HB 118
Occupation
 license tax, administration of - HB 838: HFA(2)
 tax, definition of compensation - HB 838: HFA(1)
Occupational
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Omnibus revisions related to the new economy initiatives, local taxation - HB 525
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Overtime
 pay, authorize compensatory time in lieu of - HB 596: HCS
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Paid firefighters, collective bargaining rights - HB 537
Peace officers, allow for reimbursement costs incurred in initial hiring and training - SB 100: HFA(1)
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Placement of manufactured homes in residential zones - SB 197: HFA(5)
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Purchase of retirement service credit by active employees, eligibility requirements - HB 801: SCS
Qualified manufactured homes, placement of - SB 143: HFA(1)
Regional
 code of ethics board, allow - HB 357
 Industrial Parks, KREDA eligibility, calculation of wage and benefits - HB 602: HFA(3)
Regulation of taxicabs - SB 184: HCS
Retirement,
 employees entering the Armed Forces - SB 94
 Kentucky Retirement Systems, marital property - HB 309: SFA(1)
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 mandate participation in CERS - SB 280
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Road clean programs, implementation of, and penalties for noncompliance - HB 174: HFA(1)
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Severance tax, return to - HB 768: HFA(18),(23)
Sheriff's advancements to cover expenses, personal liability for - HB 218: HFA(1)
Sheriffs and qualified deputy sheriffs, authorization to carry concealed weapons - HB 97
Sheriffs,
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 specify that fees chargeable to State Police remain the same - HB 175: HFA(1)
Single A highways, county authority to direct lowered weight and speed limits - HB 63
Siting of cell towers, area planning commissions - HB 598: HFA(3)
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Social Security participation, divided referendum process for - SB 183
Solid
 waste coordinator, enforcement power for litter laws - HB 694
 waste management, funds and requirements for - HB 174: FCCR
Special
 district budgets and descriptive information, change filing time for - HB 344: HCS
 district budgets and descriptive information, filing time for - HB 344
State
 capital projects, siting of - HB 600: HCS
 group health insurance, nonparticipating employers adjustment fee - HB 846: HCS
 incentives, relating to Tax Increment Financing and KREDA - HB 602: HFA(4)
 local debt officer, amendment of hearing and appeal procedure - HB 48
 projects, siting of - HB 600
State-sponsored health insurance program, Legislative Research Commission to conduct study of - HB 846: HFA(1)
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 base agreements - HB 314: SCS
 base coordination agreement, mediation of - HB 314: HFA(1)
 base coordination agreements - HB 314
 Increment Financing, make changes in definitions - HB 602: HFA(8)
Teachers' Retirement, disability review - HB 148
Thermal
 vision devices for fire departments, grant program for - HB 293: HCS
 vision grant program, county firefighters, eligibility - HB 293
To use surplus open dump cleanup funds for programs related to the environment - HB 174: HFA(3)
Tourism and convention commissions, audit and accounting procedures - HB 719
Training incentive payments, include coroners - HB 661: HCS
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 room tax for African American Heritage Museum - HB 679: SFA(3)
 room tax in a county containing a city of the first class - HB 679: HCS
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- Urban-counties, work release agency employees, civil service requirement - HB 520
- Variance in planning and zoning, redefinition - HB 124
- Vehicle
  - emissions testing program - HB 618: HCS
  - emissions testing programs, termination of - HB 618: HFA(1)
  - emissions tests to comply with national air standards, alternatives to, development of - HB 618
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- Voluntary telecommunications career development training - HB 154
- Volunteer
  - fire departments, merger - SB 66: SCS, SFA (2)
  - fire departments, merger of - SB 66: HCS; HB 272: HCS
- Waste management, funds for - SB 257: HFA(15)
- Water
  - and sewer line grants, from the Local Government Water and Sewage Fund - HB 646
  - faucets in restrooms, standards for installation - HB 803
- West Kentucky Corporation, addition of Green County to - HB 98
- Wineries, Sunday sales - HB 807
- Zoning regulations, placement of qualified manufactured homes - SB 197

Counties of 75,000 or More

- Counties with population of 75,000 or more, full gaming facility, eligibility for - HB 768: HFA(52)
- Jury system, administration of - HB 781

Counties with Cities of the First Class

- Air pollution, VET, biennial, title, Thomas J. Burch "I Just Can't Contain Myself" Act of 2002 - SB 193: HFA(4)
- Certificates of delinquency, time of filing - SB 138: SCS
- Delinquent tax, filing of certificates - SB 138: HCS
- Manufactured housing communities, restrictions on - HB 417: HFA(1)
- Pilot program for blind voters - SB 128: HCA(1)
- Police merit board, increase membership - HB 852: SFA(1)
- Property tax, certificates of delinquency due date - SB 138
- Room tax, imposition of - HB 679: SFA(1),(2),(4)
- Taxicab regulation, delete reference to regulation of taxes - SB 242: SFA(1)
- Taxicabs, local regulatory authority over - SB 242; HB 839
- Transient
  - room tax - HB 679: HCS
  - room tax for African American Heritage Museum - HB 679: SFA(3)
- VET testing, elements mandating continuation of program after November 1, 2003 - HB 618: SFA(1)

Counties with Cities of the Second Class

- Joint sewer agencies, uniform rates, exemption - HB 739

Counties with Cities of the Third Through Sixth Class

- Health
  - clinics, CON exemption for certain full-service - HB 661: SCS
  - facility, CON exemption for certain full-service - HB 661: SFA(2)
- Tourism and convention commissions, audit and accounting procedures - HB 719

Counties, Urban

- Ambulances, requirements for - SB 196; HB 469: SFA (7)
- Board of health, membership of - HB 464
- Criminal justice telecommunicators - HB 155
- Deputy sheriffs in urban-county governments, collective bargaining authorized - HB 377
- Electronic gaming facility, local government service fee - HB 768: HFA(36)
- Interlocal agreements - HB 345
- KRS Hazardous, purchase of urban-county hazardous service - HB 717
- Motor fuel rebates for taxicabs companies - SB 242: HFA(1)
- Occupational license fees and taxes, exemptions - HB 285
- Overtime pay, authorize compensatory time in lieu of for county employees - HB 596
- Regulation of taxicabs - SB 184: HCS; HB 839: HCS

Counties, Urban

Retirement,
  fire and police plans - HB 534
  Kentucky Retirement Systems, hazardous duty, solid waste positions in urban-counties - HB 352
  police and fire - SB 184
  police and fire in urban counties - SB 184: SCS
  police and fire retirement annuities - HB 696
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Taxicab regulation, delete reference to regulation of taxes - SB 242: SFA(1)
Taxicabs, local regulatory authority over - SB 242; HB 839
Urban-county parks, cleanup funds to be used for development of - HB 174: HFA(8)
Work release agency employees, civil service requirement - HB 520

County Clerks

Absentee voting - HB 23
Alteration of election precincts for magisterial districts authorized - HB 23: SCS
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Certificate of election, county clerk issuance of - HB 378
Certificates
  of assumed name, filing requirements - HB 201: HCS
  of delinquency, time of filing - SB 138: SCS
CHOOSE
  LIFE license plate, direct additional funds to pregnancy care centers - SB 255: SCS
  LIFE OR CHOOSE CHOICE special license plates, establish - SB 255: SFA(1)
Filing of statement of consideration for real estate - HB 270
Fire protection dues or fees added to tax bill when levied, lien for nonpayment - HB 483
Initial motor vehicle registration, division of county clerk's share of usage tax - HB 316: SCS
Lien filings - HB 493
Military service records, permit withdrawal of - SB 223; SB 223: SCA (1)
Motor
  vehicle liens, filing of - HB 773
  vehicle property tax, credit against state portion - HB 768: HFA(7)
  vehicle property tax, partial refund for salvage titles, allowed - HB 269
  vehicle salvage titles, limit 75% standard to vehicles less than eight years old - HB 850
  vehicle usage tax, exempt vehicles over 55,000 pounds - HB 206
Motorcycle helmet use option, insurance requirement, license sticker - HB 68: HFA(7)
Office
  administration, continue to operate as if over 70,000 when population drops below - SB 112
  closure on election days - HB 611
Overtime pay, authorize compensatory time in lieu of for county employees - HB 596
Real estate transfer tax, allow county without occupational tax to levy - HB 825: HFA (2)
Refund filing fee, requirement for - HB 535
Registration fees for trucks, 55,000 pounds, $20 fee to County Clerk - HB 12: SCS
Restriction of office duties on election day - HB 611: SCA(1)
Salvage vehicles, brand title on assignments made by an insurance company - HB 685: HFA(2),(3),(4)
Special district budgets and descriptive information, filing time for - HB 344
Supplemental ballots for small precincts, use of - HB 559: SCS
Uniform indexing system, task force on - HCR 184
WKU project approval, equal membership on statutory committees required before approval - SB 54: SFA(1)

County Judge/Executives

Concealed weapons, carrying of - HB 97: SFA(3)
County
  judges appoint volunteer cemetery board members and fill unexpired terms - HB 58
Elected public officer, intimidating, retaliating against - HB 844
Local
  industrial development authority, membership increase - SB 134
  industrial development authority, membership increase, permission for - SB 134: SFA(1)
Marriage, solemnization of - HB 451
Overtime pay, authorize compensatory time in lieu of for county employees - HB 596
Representation on regional planning council - HB 600; HB 600: HCS

Court of Appeals

Filing fee, increase - HB 535: HFA(1)
Judicial
  Branch Budget - HB 658
  Branch Budget Memorandum - HJR 133
Threatening or retaliating against - HB 571

Court Reporters

Reimbursement rate for pauper transcripts - HB 255

Court, Supreme

Capitol Restoration Trust Fund, advice from the Chief Justice - HB 349: SCS
Confidential information and privileges, application to counselors and psychotherapists - SB 90
Death penalty, abolition of - HB 630
Electronic gaming at racetracks, nonseverability clause created - HB 768: HFA(26),(27)
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Judicial
  branch budget - HB 658: SCS
  Branch Budget - HB 658
  Branch Budget Memorandum - HJR 133
  Branch Budget, make technical corrections - HB 658: HFA(1)
Task force to study issuance of drivers licenses, Chief Justice to appoint 2 members of - HCR 220
Threatening or retaliating against - HB 571

Courts

Abuse
  of adults by caretaker, speedy trails for - HB 760
  of adults by caretaker, speedy trials for - HB 667
Capital cases, study of - HJR 61
Children's
  advocacy centers, medical examinations in - HB 393: HCS
  advocacy centers, provide civil immunity for - HB 393
Competency hearings, trial by court without a jury - HB 495
Confidential information and privileges, application to counselors and psychotherapists - SB 90: HCS
Conservator or limited conservator, inventory of - HB 198: HCS
County law libraries, financing - HB 779
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  costs, cap - HB 452: SCS
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  fees to sheriffs for providing court security, separate fund for - HB 217
Court-appointed appraisers, real estate appraisers' licensing, exemption from - SB 236: SFA(1)
Courthouses, authorized by the 200 General Assembly - HB 658: HFA(2)
Criminal defendant, needy, request for funds - HB 487: SFA(1)
Cybercourt program, study of - HJR 166
Death penalty, abolition of - HB 630
Defendant, needy, request for funds - HB 487: SFA(2),(3)
Department
  of Juvenile Justice personnel, testimony in civil actions by deposition or in person - HB 144: HFA(1)
  of Public Advocacy, duties of - HB 487; HB 487: HCS (2)
Disabled person, guardian or conservator for - HB 458
Driving under the influence, ignition interlock device - HB 652: HCS
Electronic gaming at racetracks, nonseverability clause created - HB 768: HFA(26),(27)
Emergency protective order, expungement of - SB 97: HFA(1)
Family court, domestic relations commissioner, abolition of - HB 383
Foster care review board, duties of - HB 499
Gender neutral references, establish - HB 433
Gender-neutral reference, establish - HB 814
Group Health Insurance Board, addition of Director of the Administrative Office of the Courts - HB 163: HCA(1)
Guardians ad litem, increase fees paid to - HB 551
Guardianship proceedings - HB 198; HB 198: HFA (1)
HB 383, effective date for - HB 383: HCS
Judicial Branch Budget, make technical corrections - HB 658: HFA(1)

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Juror names, disclosure of - HB 265
Jurors, selection of - HB 781: HCS(2)
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 service, excuse and compensation - HB 541
 service, persons over 70, optional for - HB 363
 system administration of - HB 781: HFA(1)
 system, administration of - HB 781; HB 781: HCS (1)
Juvenile justice system, revisions to - HB 144
Legal representation of minors in criminal matters, requirement of - HB 146: HCS
Libel and slander, defenses - HB 432
Licensed professional clinical counselor, privileged communication with - HB 57: HFA(1)
Rules of Evidence, mental health professionals, duty to warn, immunity - SB 90: SFA(1)
Settlement agreements, confidentiality of - HB 868
Sexual offense against a minor, penalty increase - HB 861
Sexually violent predators, involuntary outpatient civil commitment - HB 162
Show cause date, time by which costs due - HB 452: HFA(3)
Sixteenth Judicial District, number of District Judges - HB 753
Small claims, jurisdictional limit, technical correction - HB 365: HCS
Special judges, appointment, gender-neutral references - HB 382
Stalker, restraining order against - HB 428: HFA(1)
Stalking restraining order - HB 428: HCS
Structured settlements - HB 796
Theft of identity, crimes related to - HB 79: HCS
Treatment plans, incompetent to stand trial - HB 767
Uniform Child Custody Jurisdiction and Enforcement Act, enforcement of - HB 603
Venue in civil actions, establishment of - HB 516
Violent offenders, include individuals convicted of robbery in the first degree - SB 26: SCS

Courts, Circuit

$100 court costs upon criminal conviction - HB 452; HB 452: HFA (1)
Abandoned infants, placement and custody, parental rights - SB 55; HB 76
Additional judge, 4th Judicial Circuit - HB 147
Child support guidelines, update of - HB 92
Child's right to counsel - HB 146
Correctional employee as witness - HB 86: HFA(4)
County law libraries, financing - HB 779
Court
 costs, cap - HB 452: SCS
 fees to sheriffs for providing court security, separate fund for - HB 217
 fees, traumatic brain injury trust fund - HB 452: SFA(1)
Criminal records, expungement - HB 580
Death penalty, abolition of - HB 630
Emergency protective order, mutual - HB 431
Family court, domestic relations commissioner, abolition of - HB 383
Filing fee, increase - HB 535: HFA(1)
Gender neutral references, establish - HB 433
Gender-neutral references, special judges, appointment - HB 382
Judicial
 branch budget - HB 658: SCS
 Branch Budget - HB 658
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Juror
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Juror, pay increase for - HB 403
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 system, administration of - HB 781: HCS(1)
Oxycodone, prescribing requirements for - HB 26
Prisoner release, parties notified - HB 93; HB 93: HCA (1)
Support, definition of to include court order - HB 74

Courts, Circuit

Surface mining violation, access to abate - HB 809
Threatening or retaliating against - HB 571
Twentieth Judicial Circuit, additional circuit judge - HB 820
Withdrawn civil rights complaints, right to bring civil action in - HB 241

Courts, District

$100 court costs upon criminal conviction - HB 452; HB 452: HFA (1)
Abandoned infants, placement and custody, parental rights – SB 55
Additional judge, 9th Judicial District - HB 716
Appointment of guardian ad litem, discretionary hearing within 5 days of 14-day commitment order - HB 198: SCS
Checkpoints, regulation of - HB 380
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Child's right to counsel - HB 146
Correctional employee as witness - HB 86: HFA(4)
County law libraries, financing - HB 779
Court
  fees to sheriffs for providing court security, separate fund for - HB 217
  fees, traumatic brain injury trust fund - HB 452: SFA(1)
Criminal records, expungement - HB 580
Emergency protective order, mutual - HB 431
Family court, domestic relations commissioner, abolition of - HB 383
Filing fee, increase - HB 535: HFA(1)
Fine for seat belt violations, exempt from court costs if prepaid - HB 68: HFA(1)
Foster child, Cabinet for Families and Children required to disclose information - HB 784
Gender neutral references, establish - HB 433
Gender-neutral references, special judges, appointment - HB 382
Hospitalization, psychiatric care, consent by attorney or guardian - HB 774
Informal settlements, provisions relating to waiver by beneficiary - HB 270: SFA(1)
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Juror
  exemption, when presumption of undue hardship exists - HB 236
  names, disclosure of - HB 265
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Juror, pay increase for - HB 403
Jury
  system administration of - HB 781: HFA(1)
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Juvenile detention and education programs - HB 145
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Personal property exemption, increase to $15,000 - SB 260
Presumption of death following catastrophic event - SB 70
Probate of will, $15,000 personal property exemption - SB 262
Probate, informal settlement procedure - SB 262: HFA(1)
Sixteenth Judicial District, number of District Judges - HB 753
Small
  claims court, increase jurisdictional limit - HB 365
  claims court, number of claims - HB 365: HFA(1)
Standby guardian, process for designation of - HB 813
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Thirty-fourth Judicial District, additional judgeship - HB 724
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Courts, Fiscal

Ambulances, requirements for - SB 196; HB 469: SFA (7)
Industrial taxing districts, economic development projects in - SB 193: HFA(1),(3)
Marriage, solemnization of - HB 451
Non-coal mining activity, permit requirements for - HB 118

Courts, Fiscal

Real estate transfer tax, allow county without occupational tax to levy - HB 825: HFA (2)
Reconsideration of site, prohibit if prior approval given by planning commission or fiscal court - HB 540: HFA(3)
Special
 district budgets and descriptive information, change filing time for - HB 344: HCS
 district budgets and descriptive information, filing time for - HB 344

Crime Victims

Abuse of adults by caretaker, prosecution of - HB 667, 760
Assault of a family member, penalty increase - HB 107
Assault, transportation officers - HB 333: HCS
Autopsy
 photos and other records, limited release of - HB 77: HFA(3)
 reports, use limitation - HB 77
Child sexual abuse - HB 167
Children's
 advocacy centers, medical examinations in - HB 393: HCS
 advocacy centers, operation of - HB 393: SCS
 advocacy centers, prohibit disclosure of confidential information by - HB 393
Compensation fund, money for - HB 452: HFA(2),(3)
Compensation, awarding of - HB 183
Crime Victims Compensation Board, responsibilities of - HB 183: HCS, HFA (2)
Cyber-stalking, crime of - HB 335
Date rape drug prevention act - SB 25
Death penalty, abolition of - HB 630
Domestic violence, airport police officers may arrest without warrant - HB 228
Elected public officer, intimidating, retaliating against - HB 844
Emergency protective orders, expungement of - SB 97: SCS
Firearm, notification to petitioner of domestic violence order that respondent attempted to purchase - SB 89: SFA(1)
Foreign countries, no compensation - HB 183: HFA(1)
Form of restitution to be awarded - HB 79
Hate crime - HB 670
Inmates, suits against - HB 835
Kidnapping or murder of victim under 12 years of age, aggravating circumstance - HB 336
Kidnapping, child - SB 26
Men, women, and children, when may defend against acts which are less than an assault - SB 227: HFA(1),(2)
Misdemeanor record, expungement of - HB 651
Notice to victim of parole consideration - HB 142
Parole hearing, notice of - SB 222
Participant in legal process, intimidation, retaliation - HB 571: HFA(1),(2)
Petitioner of domestic violence order, notification that respondent attempted to purchase firearm - SB 89
Price gouging - HB 83
Restitution payments, order of priority - HB 452: HFA(4)
Sex
 offender, residence notification - HB 14
 offenses against a minor, criminal penalties for - SB 227: HCS
 offenses, plea bargain, limit - SB 227: HFA(6)
Sexual
 Assault Response Team Advisory Committee, creation of - HB 308; HB 308: HCS
 misconduct - HB 462
 offenders, chemical treatment program - HB 360
 offense, amendment of charge - SB 227: HFA(3),(4),(5),(17),(18),(19)
 offenses, age of consent - HB 462
 offenses, contact with victims - SB 227: HFA(13),(14)
Shoplifting, civil penalties - HB 475
Stalker, restraining order against - HB 428: HFA(1)
Stalking
 restraining order - HB 428: HCS
 restraining order, application of - HB 428: SCS
Stalking, application for permanent restraining orders - HB 428
State employees, workplace violence awareness training and reporting, requirements for - HB 545: HCA(1)
Theft of identity - HB 79: HFA(1)
Trafficking and possession of flunitrazepam - SB 25: SFA(1)

Crime Victims

Video
 voyeurism - HB 130
 voyeurism, procedure for sealing of photos or other images - HB 130: SFA(1)
Violent offenses, add to list of - SB 26: HFA(1)
Voyeurism, procedure for sealing of photos or other images - HB 133: SFA(1)
Workplace
 violence awareness and prevention programs - HB 545
 violence, restraining order, provisions for - HB 761

Crimes and Punishments

Abandoned
 infants, abuse and neglect - HB 76: HFA(2)
 infants, parental immunity - HB 76: HFA(1)
Abuse
 of a corpse, amend definition of - HB 521: SFA(3); HB 525: SFA (1)
 of a corpse, defined to include contractual failure to bury - HB 521: SFA(4)
 of adults by caretaker, penalties for - HB 667, 760
Accessible parking permits, penalty for false application - HB 413
Agroterrorism, definitions relating to - HB 811: HCS
Alcohol or public intoxication, testing - HB 429
Animal torture, definition of, penalties for - HB 799
Assault
 3rd degree, jail transportation officer - HB 333
 in the third degree, define - SB 80: SFA(1), HCS
 of a family member, penalty increase - HB 107
Assault,
 repeat offenders - SB 119
 transportation officers - HB 333: HCS
Autopsy records, release of, criminalize - HB 582
Bestiality, crime of - HB 863
Boat accident reporting threshold and safe boating class - HB 453
Boating under the influence, minimum fines and mandatory education course - HB 453: SFA(1)
Burning forest land - SB 273
Business sale of goods or services at below cost, prohibition - HB 263
Capital cases, study of - HJR 61
Cemeteries, protection of - HB 521: HFA(1)
Checkpoints, regulation of - HB 380
Child
 custody, standards and procedures relating to - HB 692
 pornography, use of internet for - HB 337
 sexual abuse - HB 167
Children's advocacy centers, operation of - HB 393: SCS
Child's right to counsel - HB 146
Class A misdemeanor, violation of permanent restraining order - HB 428
Cloning,
 pregnancy, prohibit if intended to initiate a - HB 138: SFA(1)
 prohibition as to humans - HB 138
Cold checks, payment for rent - HB 486
Commission on Correction and Community Service, membership - HB 141
Compounding a crime - HB 815
Computer, unlawful access to - HB 193; HB 193: HFA (2)
Concealed
 deadly weapon license, out-of-state license - HB 560
 deadly weapon, carrying at airport - HB 228: HFA(1)
Concurrent jurisdiction, federal prisons - HB 143
Controlled substance possession, when conviction may be sealed - HB 276
Credit
 card information, restrictions on, and penalties for theft of - HB 65: HCS(2)
 cards - HB 65: HFA(1)
Crime Victims Compensation Board, responsibilities of - HB 183: HCS, HFA (2)
Criminal
 conspiracy - HB 356

Crimes and Punishments

  offenders, sanctions other than imprisonment - SB 220
  records, reports relating to - HB 627: HCS
Cyber-stalking, crime of - HB 335
Date rape drug prevention act - SB 25
Death
  eligible, eighteen years of age and older - HB 610: HFA(1),(2)
  penalty for juveniles, elimination of - HB 447
  penalty, abolition of - HB 630
  penalty, forensic DNA testing to prove innocence - HB 424
  penalty, prohibit expenditures for executions - HB 507: HFA(8)
  penalty, prohibit expenditures for executions of mentally retarded - HB 507: HFA(9)
Defendant, needy, request for funds - HB 487: SFA(1),(2),(3)
Desecration
  of a corpse, enhanced penalty, imposition of - HB 676
  of venerated objects, enhanced penalty, imposition of - HB 676
Dispensing controlled substances - HB 371: SFA(1)
DNA
  evidence - HB 4: HFA(2)
  Evidence - HB 4: HFA(1)
  testing and database, expand to include all felonious sex offenders - HB 132
  testing, expansion of - HB 53
  testing, omnibus revision - HB 4: HCS
DNA, expansion of criminal database - HB 4
Domestic violence, airport police officers may arrest without warrant - HB 228
Driving
  under the influence - HB 100: HCS
  under the influence, ignition interlock device - HB 652: HCS, HFA (1)
  under the influence, penalties for - HB 100: SCS
  under the influence, substances other than alcohol - HB 788
Drug offense, possession of firearm during - HB 445
Drug, alcohol dependent inmate, treatment - HB 277
DUI
  - HB 100
  license revocation, ignition interlock device - HB 652
  test, warning - HB 100: SFA(3)
Eavesdropping, definition of - HB 119
Elder abuse - HB 842: HCS
Elected public officer, intimidating, retaliating against - HB 844
Eluding police - SB 291
Emergency
  medical services personnel, prohibit licensing felon - HB 469: SFA(2)
  protective orders, expungement of - SB 97: SCS
Fetal
  homicide - SB 115
  homicide, definition of - SB 115: SCS
Fines, payment of - HB 561
Fire and explosion investigators, licensing of, exemptions - HB 668: HFA(4),(5)
Firearm, notification to petitioner of domestic violence order that respondent attempted to purchase - SB 89; SB 89: SFA (1)
Firearms on school property, notice required - HB 412
Fleeing peace officer, crime of - HB 133: SFA(2); HB 193: SFA (1)
GBH drug, criminalize trafficking in or possession of - SB 25: HCS
Graves, desecration of - SB 88
Harm reduction program, creation of - HB 210
Hate crime - HB 670
Improperly obtaining financial information - HB 79
Incest - SB 119
Incest, include aunt, uncle, niece, and nephew - SB 25: HFA(1)
Inmate lawsuits, effect of prior frivolous suits - HB 86: SFA(1),(2)
Interstate Wildlife Violator Compact, adoption of - HB 64
Invasion of privacy, crime of - HB 133
Issuance of emergency declaration, notification of - HB 129: HFA(2)
Juvenile

Crimes and Punishments

 justice system, revisions to - HB 144
 sexual offenders, placement in homes with children - HB 805
Juveniles in custody, legal claims related to conditions of confinement - HB 144: SFA(2)
Juveniles,
 appropriations prohibited for the death penalty for - HB 507: HFA(10)
 placement and offender records - HB 145: HCS
Kentucky
 board of EMS, omnibus revision - HB 469
 Board of EMS, omnibus revision - HB 469: SFA(1)
Kidnapping or murder of victim under 12 years of age, aggravating circumstance - HB 336
Kidnapping,
 child - SB 26
 criminal sentencing for crimes involving - HB 610
 death penalty implications - HB 100: SFA(2)
 scope of - SB 26: HCS
Leaving the scene of an accident - HB 639: HCS
Legal representation of minors in criminal matters, requirement of - HB 146: HCS
Limited license or certification of felon - HB 469: SFA(4)
Lottery vending machines in cashier's line of sight, required - HB 232
Mandatory seat belt law, primary enforcement - HB 68
Men, women, and children, when may defend against acts which are less than an assault - SB 227: HFA(1),(2)
Mentally retarded, prohibit execution of - HB 407
Methamphetamine
 offenses, increase penalty - HB 644
 offenses, penalty for - HB 644: HCS
 precursor, possession, distribution - HB 644: SFA(1)
Military
 heritage site or object, damage or destroy, penalty for - HB 62: HCS
 heritage site or object, damaging - HB 62
 heritage, sites and objects, penalty for destruction of - HB 62: HFA(2)
Minors detained by the Department of Juvenile Justice, requirements for - HB 144: HCS
Misdemeanor record, expungement of - HB 651
Monetary
 penalties in district court, increase by three dollars - HB 452: HFA(6)
 penalties in district court, restore - HB 452: HFA(5)
Monitoring
 a private conversation, exception to law prohibiting - HB 119: HFA(3)
 a private conversation, exempt journalists from the crime of - HB 119: HFA(1)
Notice to victim of parole consideration - HB 142
Omnibus revision, correctional matters - HB 86
Organ donation, interference with - HB 843
Out-of-state acquisition of controlled substance - HB 371: SFA(2)
Oxycodone, prescribing requirements for - HB 26
Participant
 in legal process, intimidation or retaliation - HB 571: HCS
 in legal process, intimidation, retaliation - HB 571: HFA(1),(2)
Pawning personal property - HB 514
Penalties, remove enhancement of - HB 572: HFA(3)
Penalty enhancement, subsequent offenses - SB 246: HCS
Perjury in divorce case, effect of - HB 524
Pornography,
 crime of - SB 246: SCS
 penalties, increase - SB 246
Price
 gouging - HB 83
 gouging following a terrorist act, prohibition of - HB 129: HFA(1)
 gouging following terrorist act, prohibition of - HB 129: HCS
Prisoner release, parties notified - HB 93; HB 93: HCA (1)
Public
 indecency - HB 385
 university police, authority to assist another jurisdiction - HB 772
Reproductive health facilities, access to - HB 665

Crimes and Punishments

Restitution payments, order of priority - HB 452: HFA(4)
Retail trade protection, crimes pertaining to - HB 414
School employees, assault upon - SB 80
Security of protected health information, individual remedies, task force to study - HCR 207
Sewage collection statutes, penalties for violation of - HB 854: HCA(1)
Sex
 offender, public notice - HB 14: HFA(2)
 offender, residence notification - HB 14; HB 14: HCS
 offense, amendment of charge - SB 227: HFA(15),(16)
 offenses, criminal penalties for - SB 227; SB 227: HCS
 offenses, plea bargain, limit - SB 227: HFA(6)
Sexual
 abuse, penalty increase for specified conduct - HB 30
 misconduct - HB 462
 offender control program - HB 300
 offenders, chemical treatment program - HB 360
 offense against a minor, penalty increase - HB 861
 offense, amendment of charge - SB 227: HFA(3),(4),(5),(17),(18),(19)
 offenses, age of consent - HB 462
 offenses, contact with victims - SB 227: HFA(13),(14)
 offenses, use of self-defense in - SB 227: HFA(7),(8),(9),(10),(11),(12)
Sexually violent predators, treatment requirements, violation of - HB 162
Speeding violations, fines for - HB 581
Stalker, restraining order against - HB 428: HFA(1)
Stalking restraining order - HB 428: HCS
Stealing or damaging store goods, liability for - HB 475: HCS
Support, definition of to include court order - HB 74
Terrorism,
 closed records - SB 136: SFA(1)
 limitation on probation and parole - HB 515
Terrorist act, price freeze following - HB 129
Theft
 by deception, criminal penalty for - HB 691
 of identity - HB 79: HFA(1)
 of identity, crimes related to - HB 79: HCS
 of identity, trafficking in - HB 79
Trafficking and possession of flunitrazepam - SB 25: SFA(1)
Treatment plans, incompetent to stand trial - HB 767
Use of force by police officers, policies and procedures relating to - HB 663
Video voyeurism - HB 130
Violation of graves and desecration of venerated objects, change in penalties for - HB 521: SCS
Violations of clean election act, penalties for - HB 355
Violent
 offenders, include individuals convicted of robbery in the first degree - SB 26: SCS
 offenses, add to list of - SB 26: HFA(1)
Voyeurism,
 Class B misdemeanor - HB 133: HCS
 penalty for - HB 133: SCS
Workplace violence, restraining order, provisions for - HB 761

Criminal Procedure

$100 court costs upon criminal conviction - HB 452; HB 452: HFA (1)
Agroterrorism,
 definitions relating to - HB 811: HCS
 penalties for - HB 811
Alcohol or public intoxication, testing - HB 429
Assault
 3rd degree, jail transportation officer - HB 333
 in the third degree, define - SB 80: SFA(1), HCS
Bestiality, crime of - HB 863
Burning forest land - SB 273
Capital cases, study of - HJR 61

Criminal Procedure

Checkpoints, regulation of - HB 380
Child
  pornography, use of internet for - HB 337
  sexual abuse victims - HB 167
Children's advocacy centers, operation of - HB 393: SCS
Child's right to counsel - HB 146
Commission on Correction and Community Service, membership - HB 141
Commonwealth detectives, arrest and process authority - HB 52: SFA(1)
Compounding a crime - HB 815
Computer, unlawful access to - HB 193; HB 193: HFA (2)
Concealed
  deadly weapon license, out-of-state license - HB 560
  deadly weapon, carrying at airport - HB 228: HFA(1)
Controlled substance possession, when conviction may be sealed - HB 276
Criminal
  conspiracy - HB 356
  offenders, sanctions other than imprisonment - SB 220
  records, expungement - HB 580
Cybercourt program, study of - HJR 166
Cyber-stalking, crime of - HB 335
Death
  eligible, eighteen years of age and older - HB 610: HFA(1),(2)
  penalty for juveniles, elimination of - HB 447
  penalty, abolition of - HB 630
  penalty, forensic DNA testing to prove innocence - HB 424
Defendant, needy, request for funds - HB 487: SFA(1),(2),(3)
Dispensing controlled substances - HB 371: SFA(1)
DNA
  evidence - HB 4: HFA(2)
  Evidence - HB 4: HFA(1)
  testing and database, expand to include all felonious sex offenders - HB 132
  testing, expansion of - HB 53
  testing, omnibus revision - HB 4: HCS
DNA, expansion of criminal database - HB 4
Domestic violence, airport police officers may arrest without warrant - HB 228
Driving
  under the influence - HB 100: HCS
  under the influence, ignition interlock device - HB 652: HCS, HFA (1)
  under the influence, penalties for - HB 100: SCS
  under the influence, substances other than alcohol - HB 788
Drug offense, possession of firearm during - HB 445
Drug, alcohol dependent inmate, treatment - HB 277
DUI
  - HB 100
  license revocation, ignition interlock device - HB 652
  test, warning - HB 100: SFA(3)
  warning - HB 100: HFA(1)
DUI, refusal to submit to alcohol test, videotape - HB 304
Elected public officer, intimidating, retaliating against - HB 844
Emergency
  medical services personnel, prohibit licensing felon - HB 469: SFA(2)
  protective orders, expungement of - SB 97: SCS
Fines, payment of - HB 561
Firearms on school property, notice required - HB 412
Fleeing peace officer, crime of - HB 133: SFA(2); HB 193: SFA (1)
GBH drug, criminalize trafficking in or possession of - SB 25: HCS
Hate crime - HB 670
Horse Park police - HB 587
Inmate lawsuits, effect of prior frivolous suits - HB 86: SFA(1),(2)
Installment payments, no less than $25 - HB 452: HFA(2)
Invasion of privacy, crime of - HB 133
Juror information, availability of - SB 263: SCS

Criminal Procedure

Jury
 service, persons over 70, optional for - HB 363
 system administration of - HB 781: HFA(1)
 system, administration of - HB 781; HB 781: HCS (1)
Juveniles in custody, legal claims related to conditions of confinement - HB 144: SFA(2)
Kentucky
 board of EMS, omnibus revision - HB 469
 Board of EMS, omnibus revision - HB 469: SFA(1)
Kidnapping or murder of victim under 12 years of age, aggravating circumstance - HB 336
Kidnapping,
 child - SB 26
 criminal sentencing for crimes involving - HB 610
 death penalty implications - HB 100: SFA(2)
Legal representation of minors in criminal matters, requirement of - HB 146: HCS
Limited license or certification of felon - HB 469: SFA(4)
Men, women, and children, when may defend against acts which are less than an assault - SB 227: HFA(1),(2)
Mentally retarded, prohibit execution of - HB 407
Methamphetamine
 offenses, increase penalty - HB 644
 offenses, penalty for - HB 644: HCS
Military heritage site or object, damaging - HB 62
Miranda warning, delivery in Spanish and other languages - HB 870
Misdemeanor record, expungement of - HB 651
Monetary
 penalties in district court, increase by three dollars - HB 452: HFA(6)
 penalties in district court, restore - HB 452: HFA(5)
Notice to victim of parole consideration - HB 142
Offense records, department of juvenile justice to provide - HB 145: HFA(2)
Omnibus revision, correctional matters - HB 86
Out-of-state acquisition of controlled substance - HB 371: SFA(2)
Parole Board, responsibilities of - SB 222
Participant
 in legal process, intimidation or retaliation - HB 571: HCS
 in legal process, intimidation, retaliation - HB 571: HFA(1),(2)
Pawning personal property - HB 514
Penalties, remove enhancement of - HB 572: HFA(3)
Police jurisdiction, cities of the sixth class - HB 489
Pornography, crime of - SB 246: SCS
Prepayable offenses, issuance of citations and summons, and arrests without warrant - HB 639: HCS
Price
 gouging - HB 83
 gouging following a terrorist act, prohibition of - HB 129: HFA(1)
 gouging following terrorist act, prohibition of - HB 129: HCS
Prisoner release, parties notified - HB 93
Public university police, authority to assist another jurisdiction - HB 772
Restitution payments, order of priority - HB 452: HFA(4)
Sex
 offender, public notice - HB 14: HFA(2)
 offender, residence notification - HB 14
 offenders, community notification - HB 14: HFA(1)
 offense, amendment of charge - SB 227: HFA(15),(16)
 offenses, criminal penalties for - SB 227: HCS
 offenses, plea bargain, limit - SB 227: HFA(6)
Sexual
 assault examination, out-of-state provider, payment to - HB 308; HB 308: HCS
 misconduct - HB 462
 offender control program - HB 300
 offenders, chemical treatment program - HB 360
 offense against a minor, penalty increase - HB 861
 offense, amendment of charge - SB 227: HFA(3),(4),(5),(17),(18),(19)
 offenses, age of consent - HB 462
 offenses, contact with victims - SB 227: HFA(13),(14)

Criminal Procedure

- offenses, use of self-defense in - SB 227: HFA(7),(8),(9),(10),(11),(12)
- Show cause date, time by which costs due - HB 452: HFA(3)
- Speeding violations, fines for - HB 581
- Stalking restraining order, application of - HB 428: SCS
- Stalking, application for permanent restraining orders - HB 428
- Stealing or damaging store goods, liability for - HB 475: HCS
- Terrorism, limitation on probation and parole - HB 515
- Terrorist act, price freeze following - HB 129
- Theft
  - by deception, criminal penalty for - HB 691
  - of identity - HB 79: HFA(1)
  - of identity, crimes related to - HB 79: HCS
- Trafficking and possession of flunitrazepam - SB 25: SFA(1)
- Treatment plans, incompetent to stand trial - HB 767
- TVA police - HB 256
- Use of force by police officers, policies and procedures relating to - HB 663
- Venue in lottery cases - HB 768: HFA(45),(57)
- Video
  - voyeurism - HB 130
  - voyeurism, procedure for sealing of photos or other images - HB 130: SFA(1)
- Violent
  - offenders, include individuals convicted of robbery in the first degree - SB 26: SCS
  - offenses, add to list of - SB 26: HFA(1)
- Voyeurism,
  - penalty for - HB 133: SCS
  - procedure for sealing of photos or other images - HB 133: SFA(1)
  - sealing of records - HB 133: HCS

Dairying and Milk Marketing

- High calcium food or beverage, purchasing preference - HB 484
- Milk Marketing Law, repeal of - HB 346

Data Processing

- "Information technology system," definition - HB 287
- Child pornography, use of internet for - HB 337
- Computer, unlawful access to - HB 193; HB 193: HFA (2)
- Health data, electronic transfer of - HB 375; HB 161: HFA (3)
- Lien filings - HB 493
- New and existing state facilities, capital renewal accounts - HB 444

Deaths

- Access to autopsy photographs and video recordings - HB 77: HCS
- Archaeological sites, excavation of, permit required - HB 676
- Autopsy
  - records, release of - HB 582
  - reports, use limitation - HB 77
- Bioterrorism, risk assessment and preparedness for - HB 88
- Death
  - certificate, cause of death, diabetes to be listed as - SB 113; HB 279
  - certificate, notarization of - HB 701
  - certificate, questions relating to diabetes to be included on - SB 113: SCS
  - certificates, requirements for if cause of death is unknown or pending investigation - HB 701: HCS
  - eligible, eighteen years of age and older - HB 610: HFA(1),(2)
  - penalty for juveniles, elimination of - HB 447
  - penalty, abolition of - HB 630
  - penalty, forensic DNA testing to prove innocence - HB 424
  - penalty, prohibit expenditures for executions - HB 507: HFA(8)
- Deceased non-resident veteran married to Kentucky resident, waiver of tuition for dependents - HB 112
- Funeral homes, cosmetologists, nail technicians, limited services - HB 364: HFA(1)
- GAP claims, inclusion of deceased individuals - HB 554
- Graves, desecration of - SB 88

Deaths

- Illegally obtained human remains and burial objects - HB 676
- Kidnapping or murder of victim under 12 years of age, aggravating circumstance - HB 336
- Leaving the scene of an accident, first degree - HB 639: HCS
- Mentally retarded, prohibit execution of - HB 407
- Nuclear terrorism, risk assessment and preparedness for - HB 88: HFA(1)
- Organ
  - donation, implied consent for - HB 843
  - donation, promotion of - SB 36
- Personal property exemption, increase to $15,000 - SB 260
- Probate
  - exemption, increase to $15,000 - SB 262: HCS
  - of will, $15,000 personal property exemption - SB 262
- Task
  - force to study end-of-life care, creation of - HCR 26
  - force to study end-of-life care, membership of - HCR 26: HFA(1)
- Use of force by police officers, policies and procedures relating to - HB 663
- Vital records, access to - HB 523
- Wrongful
  - death, action to brought within two years of death - HB 552
  - death, claims allowed for - HB 242
  - death, damages for economic and noneconomic loss - HB 552

Disabilities and the Disabled

- 14-day commitment, consent by attorney-in-fact under durable power - HB 198: SCS
- Accessible
  - format textbooks and instructional materials - SB 243
  - parking permits, penalty for false application - HB 413
- Acquired brain injuries, personal care homes, Medicaid waivers for - HB 824
- Adult
  - foster care, establish a legislative task force - HJR 205; HB 198: SCS; HJR 205: HCS
  - foster care, establishment of legislative task force - HJR 205: HFA(1)
- Alzheimer's disease, Safe Return Day, declaration of - HR 90
- Alzheimer's, long-term care facility employee training required for - SB 203: SFA(2)
- Assistance dogs, public places, access to - SB 4; SB 4: HFA (1),(2)
- Assistive
  - devices, Cabinet for Health Services to develop network for the distribution of used - HJR 148
  - devices, used, Cabinet for Health Services to study network for the distribution of - HJR 148: HCS
- Autism, services for children - HB 455; HB 455: SCS, HFA (1)
- Brain and spinal cord injury, creating of court cost distrib. fund, admin. by Finance & Admin. Cab. - HB 452: HFA(1)
- Caretaker, criminal abuse by - HB 667, 760
- Commission on the Deaf and Hard of Hearing, membership requirement - HB 13
- Competency hearings, trial by court without a jury - HB 495
- Conservator or limited conservator, inventory of - HB 198: HCS
- Cosmetologists, nail technicians, licensed facilities, exceptions, aged, disabled, limited services - HB 364: HFA(1)
- Cosmetology services, disabilities and disabled - HB 364: HCA(1)
- Development Disabilities Council, change membership of and confirm Executive Order relating to - SB 131
- Disabled person, guardian or conservator for - HB 458
- Durable power of attorney, attorney in fact acting under - HB 198: SFA(1)
- Electronic gaming devices, proceeds of, allocation of - HB 768: HFA(17),(34)
- Guardianship proceedings - HB 198; HB 198: HFA (1)
- Health and human services, publicly funded, study of - HCR 149
- Hearing
  - aids and related services, health insurance coverage for - SB 152
  - aids, direct sales to consumer, prohibition - HB 252
- Hospitalization, psychiatric care, consent by attorney or guardian - HB 774
- Insurance policies, availability of reproductive services, statement regarding - HB 490
- Kentucky
  - Early Intervention System, transfer of, Executive Order 2001-1322 - HB 196
  - State Use Advisory Board, creation of - HB 485
- Legislators' and judges' retirement, death benefit for disabled child - HB 622
- Long-term care facilities, Type A and Type B violations, civil penalties for, decrease in - SB 203
- Lottery, vending machine location requirement, blind person exemption from - HB 232: SCS

Disabilities and the Disabled Continued

Mail-in absentee voting, eligibility for - HB 703
Medicaid, deaf-blind waiver, application for - HB 362
Medications and health care in schools, provision of - HB 126; HB 126: HFA (1)
Parking illegally in a handicapped space, establish fine - HB 413: HFA(1),(2)
Personal care homes, disposition of fines - SB 203: HFA(1)
Pervasive developmental disorders, services for children - HB 455: HCS(1)
Pilot
 program for blind voters - SB 128: SCS
 program for blind voters, establishment of - SB 128
Postsecondary institutions, tuition waivers for dependents of veterans - HB 115
Power of attorney, provisions concerning - HB 394; HB 394: HCS
Presumption of death following catastrophic event - SB 70
Professional liability insurance premiums, study of - HCR 136: HFA(1)
Psychotropic drugs, prohibit school personnel from recommending - HB 181
Public
 policy, disabled and frail elderly, caregivers of - HB 769: SFA(2),(3)
 policy, disabled and frail elderly, rights and responsibilities of - HB 769; HB 769: SCS
Special
 education funding, congressional support urged - HCR 49
 education, congressional funding support urged - HCR 49
State parks, camping fees, exemption for disabled and disabled veterans - HB 105
Supported employment services - HB 27
Teachers' Retirement, disability review - HB 148
Telecommunications Devices for the Deaf, funding mechanism for - HB 416
Treatment plans, incompetent to stand trial - HB 767
Veterans trust fund, charitable gaming fees - HB 116; HB 116: SCS

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"Law
 Enforcement, Firefighters, Emergency Medical Personnel and Rescue Worker Day," declaring - HR 73
Bioterrorism, risk assessment and preparedness for - HB 88; HB 88: SCS
Department
 of Military Affairs, Division of Emergency Management, duties relating to terrorism - HB 258: HCS
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Disaster
 relief fund, study creation of - HCR 132
 Relief Funding Task Force, membership - HCR 132: HCS
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 gouging following a terrorist act, prohibition of - HB 129: HFA(1)
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Allergies, emergency treatment for - SB 196; HB 469: SFA (7)
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Alzheimer's,
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Cancer, urge Congress to expand Medicare coverage to include oral drugs to treat - HJR 189
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 research or treatment regarding - HB 108: SFA(3); HB 436: SFA (3); HB 464: SFA (4); HB 553: SFA (6); HB 673: SFA (4); HB 763: SFA (3); HB 842: SFA (5)
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Inherited metabolic disease, health insurance, removal of cap on - HB 395
Long-term care facilities, immunization requirements for - HB 69
Oncology network and regional cancer hospital, support for - HR 174
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Alcoholic beverage sellers and servers, minimum age requirement of - HB 512
Distilleries, souvenir retail liquor license, sales, quantities, business entities - HB 605
Electronic gaming license, additional licenses authorized - HB 768: HFA(12),(37)
Establishments where alcoholic beverages are sold, ban on minors' presence, exceptions to - HB 513
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 and Wine Council, creation of - HB 855
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 and Wine Council, winery operators and grape producers added to - HB 855: HFA(1)
Kentucky retailer package license, distribution - HB 605: HFA(1)
KY-ASAP, membership on - SB 2: SCS
Malt beverages and distilled spirits retailer, after hour grace period for consumption - HB 511: HCS
Restaurant
 premises, corkage allowed - SB 123: SCS
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Retail
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 drink licensee, sampling permitted by - SB 123: HCS
 drink licenses, conditions for sampling established - HB 511: SFA(1)
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State owned facilities, alcoholic beverage sales, restrictions on - SB 123: HFA(5); HB 511: HFA (1),(2)
Sunday
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Title, Thomas J. Burch Self-Intoxication Act of 2002 - SB 123: HFA(4)
Transportation of distilled spirits and wine authorized, retail drink licensee - HB 511: SFA(1)
Wineries, small and farm, additional activities permitted - HB 808

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Animal
 Control Advisory Board, dog licenses and rabies, reporting of - HB 576: HFA(2)
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  requirements, field trials, competitions, and training exempted - HB 671
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  requirements, provisions for - HB 576: HFA(5),(7)
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Service animal body armor, purchase of - HB 338: SCS
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Adopted children, biological parents of, information concerning - SB 219: HFA(1)
Assault of a family member, penalty increase - HB 107
Birth certificates, access to - HB 523: HCS
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  Abuse Prevention Month, recognize April as - HR 227
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  support guidelines, update of - HB 92
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Children's advocacy centers, operation of - HB 393: SCS
Court order, stalking, private investigator - SB 139: SFA(1)
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Ky. Retirement Systems, domestic relations commissioner service - HB 309: SCS
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Renunciation of will by surviving spouse, remaining right to exemption - SB 262
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Sexual Assault Response Team Advisory Committee, creation of - HB 308; HB 308: HCS
Standby guardian, process for designation of - HB 813
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Twentieth Judicial Circuit, additional circuit judge - HB 820
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Asthma medication, self-administration, permit student - HB 353; HB 353: HFA (1)
Cancer, urge Congress to expand Medicare coverage to include oral drugs to treat - HJR 189
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  substance possession, when conviction may be sealed - HB 276
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Dispensing controlled substances - HB 371: SFA(1)
Driving under the influence, substances other than alcohol - HB 788
Drug
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 manufacturers, prohibit discrimination in pricing - HB 369: HFA(8)
 offense, possession of firearm during - HB 445
Drug, alcohol dependent inmate, treatment - HB 277
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 advertising, urging federal restrictions on - HCR 36
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 direct-to-consumer, urging federal restrictions relating to all prescribers - HCR 7: HCS
Emergency medical technicians, epinephrine administration by - SB 196; HB 469: SFA (7)
End-of-life care, task force to study quality of - HCR 26
GBH, criminalize trafficking in or possession of - SB 25: HCS
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Health
 department, abortion, prohibition against dispensing medication or device causing - HB 67: HFA(3),(4)
 departments, nurses dispensing in - HB 67; HB 67: SCS, HCS, HFA (1)
 insurance, contraceptive devices and services, coverage for - HB 778
 insurance, mail order prescriptions, requirements for - HB 369: HFA(2),(11)
 insurance, state employees, mail order option - HB 369: HFA(20)
Immunizations, long-term care facility, negotiated vaccine price for - HB 69: HCS
Information
 release for violation of drug laws, authorization for - HB 371: SCS
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Mail
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 pharmacy and therapeutics committee, appointment of members to - HB 103: SFA(2)
 pharmacy program, copayment limits for - HB 283: HFA(1)
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Narcotic treatment programs, requirements for - SB 286; SB 286: SCS
National Pharmaceutical Stockpile, plans for access and distribution of products from - HB 88
Ninety-day supply, permit reimbursement of - HB 16: HCS
Out-of-state acquisition of controlled substance - HB 371: SFA(2)
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Pharmaceutical manufacturer rebates, negotiations for - HB 158
Pharmacist
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Pharmacists, identification of prescription presenter, requirement for - HB 371
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Pregnancy termination drugs, pharmacist may refuse to dispense without penalty - HB 249: HFA(1)
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  drug costs, strategies to lower cost of - HB 160
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  drug coverage for seniors, study of - SCR 185
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Prescriptions, high cost of - HR 208
Senior
  prescription drug coverage, manufacturer rebates, requirements for - HB 819: HCS
  prescription drug coverage, Medicaid, waiver for - HB 819
State
  employee health insurance, copayments, requirements for - HB 369: HFA(5)
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Trafficking and possession of flunitrazepam - SB 25: SFA(1)
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  of intractable pain by physician, require course in - HB 565
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Agritourism
  Advisory Council, additional members - HB 654: HCA(1), HFA (2)
  Advisory Council, additional members and qualifications, staggered terms - HB 654: HFA(1)
Average hourly wage, calculation, exempt health care - HB 602: HFA(7)
Base hourly wage, decrease percentage of federal minimum wage requirement - HB 602: HFA(6)
BellSouth call center closure, urge for reconsideration - HR 195, 206
Biotechnology development, tax credits for - HB 683
Bluegrass State Skills Corporation, eligibility for programs - HB 166: HCS
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Cave Run Lake, feasibility of a state lodge - HJR 93
Coal county improvement fund, grants for - HB 612
Commission on Small business Advocacy, membership increase - HB 810
County
  agricultural development councils, funds, allocation and authority over county portion of - SB 201
  agricultural development councils, unanticipated income retained and terms staggered - SB 201: SCS
Department of Coal County Development - HB 372: SCS
Economic development incentives, priority - HB 166
Employee assessments, use clarified; KEDFA requirements, regional parks, KREDA qualified - HB 602: HCS
Enterprise
  Zone Program, extension of - HB 602: HFA(5)
  Zone Program, interim study of, continuation - HCR 199
  Zone Program, study by A & R - HCR 13: SFA(1)
Financing of existing industry development - HB 602: SFA(2)
Foreign trade zones, personal property tax exemptions - HB 715
Governor Paul Patton, efforts concerning Hyundai Motor Company, commendation of - HR 293
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Incentive programs, establish average hourly wage - HB 372: SCS
Incentives,
  certain House legislative districts, 15% unemployment - HB 166: HFA(2)
  House legislative districts in cities of first or second class, 15% unemployment - HB 166: HFA(1)
Industrial sites, parks, and subdivisions, KREDA eligibility - HB 602: HFA(2)
Kentucky
  e-Health Network, software development and manufacturing related to - HB 375; HB 161: HFA (3)

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Rural Economic Development Act - HB 98: SFA(1); HB 549: SFA (1)
Rural Economic Development Act, extension of benefits - HB 602: SFA(1)
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Kentucky-grown
 agricultural products, promote state purchase of - SB 13: SCS
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Monroe, Bill, birthplace of, state park construction, feasibility study - SCR 157
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Office of Agritourism, Agritourism Advisory Council, creation of - HB 654
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Qualified lodging facilities - HB 372: HFA(1)
Recruitment of overseas coal miners - HCR 31
Regional Industrial Parks, KREDA eligibility, calculation of wage and benefits - HB 602: HFA(3)
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State incentives, relating to Tax Increment Financing and KREDA - HB 602: HFA(4)
Tax
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 increment financing - HB 372: SCS
 Increment Financing, make changes in definitions - HB 602: HFA(8)
Tourism
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 Development Act, deletion of sunset provision - HB 284
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- Burial honor guard program, academic credit for - HB 231
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- Cigarette tax increase - HB 677; HB 677: HFA (1)
- Classified
  - and certified staff to share in reward distribution - HB 591
  - employee representative added as member of school council - SB 129
  - employee, qualification as a - HB 282
  - employees, increases to salaries through SEEK - HB 706
  - employees, local/state matching fund to increase salaries - HB 704
  - employees, personnel changes based on seniority regardless of funding source - HB 629
  - employees, professional development in four days of minimum school term - HB 555
- Commonwealth mentor initiative, conditions for leave time - HB 299: HCS
- Community
  - charitable foundations - HB 503
  - education - HB 446: HCS
  - education director, employment of - HB 446
- Comparative religion, history instruction - HB 324
- Compulsive gaming classes, mandatory attendance - HB 768: HFA(2)
- Compulsory school attendance, 6 to 18 years of age - HB 7
- Curriculum requirements - HB 139
- Dental examinations for students enrolling in public and private schools - HB 491
- Designated location to breast-feed; permission for - HB 351: HCS
- Designation of the Louisville Science Center as the State Science Center of Kentucky - HB 749
- Diplomas,
  - award of to World War II veterans - HB 45
  - awarding to World War II veterans - SB 188
- Disaster
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  - of primary school students - HB 502: HCS
  - of students, use of respectful terms to address and respond to school employees - HB 19
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  - Assessment and Accountability Review Subcommittee, membership - HB 292: SCA(1)
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  - Professional Standards Board, administration and duties of the - HB 528: HFA(2)
  - Professional Standards board, confirmation, Joe M. Welch - HCR 54
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- Education, Arts and Humanities Cabinet, partnership with Native American Heritage Commission - HB 176
- Educational
  - records, access to by military recruiters - HB 110: HCS
  - records, access to military recruiters - HB 110
- Electronic gaming classes, compulsive gaming classes, mandatory attendance - HB 768: HFA(4)
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  - curriculum, arts and foreign languages - SB 159: SFA(1)
  - school curriculum, arts and foreign languages in the - SB 159
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  - vacancies - HB 321; HB 321: HCS
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 athletics, non-faculty coaches for - HB 747: HCS
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 Board of Education, qualifications of members - HB 686
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  - Teachers' Retirement System, part-time teachers - HB 637: SFA(2),(3)
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- Local
  - board of education permitted to grant leaves of absence for teachers - HB 522
  - school districts, offers of assistance for unmet needs - HB 507: HFA(18)
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  - and health care in schools, provision of - HB 126; HB 126: HFA (1)
  - for asthma, self-administration by students - HB 353: HCS
- Monetary incentives to pursue national certification, teacher eligibility - SB 163; HB 168
- National
  - board certified teacher - HB 443: HCS
  - Board for Professional Teaching standards, eligibility for monetary incentives - HB 168: HCS
  - Board for Professional Teaching Standards, salary supplement - SB 163: SFA(1)
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  - & public school attendance, role of pupil personnel directors in monitoring attendance in - HB 725
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  - election, permit school closing for - SB 99; HB 529
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- Principal as chair of school-based decision making council, voting limited to break tie vote - HB 264
- Principals selected by superintendents - HB 267
- Professional development for classified employees - HB 555
- Psychotropic
  - drugs, prohibit school personnel from recommending - HB 181
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- Recitation of the pledge of allegiance to the flag and a portion of the Declaration of Independence - HJR 215
- Retired teachers, reemployment, limits removed - HB 253
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- decision making council, add one parent and limit vote of chairperson to break tie vot - HB 264
- decision making council, prohibit involuntary transfer of teacher member - HB 722
- decision making councils - HB 126: SFA (1)
- decision making councils, add a classified employee as a member - SB 129
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Schools with achievement gaps between minority and non minority students, assistance available - SB 132
Schools, classification for high school athletics competitions - HB 593: HFA(3)
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Sex education and personal safety curricula, require study of - HJR 186
Special education, congressional funding support urged - HCR 49
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- achievement gaps, strategies to eliminate - SB 132: HCS
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- election officers, provide excused absence for - HB 251: SFA(1)
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- responsibilities for posting employee vacancies - HB 321: HCS
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- applicants pending certification, submission to school council - HB 55: HCS
- certification, conditional certificate - SB 192
- compensation, professional compensation fund, teacher certification fund - HB 402
- resignations, reduce time for submitting notice, expand to apply 12 months a year - HB 410
- salary reductions - HB 332
- transfers, salary supplement - HB 443
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- tribunals, retired teachers and administrators - SB 211: SCS

Teachers' certification, conditional certificate - SB 192: SCS
Teacher's liability for civil damages for acts or omissions in supervising students - HB 238
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- salary, appointment and responsibility, notification dates - HB 332: HCS
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  - compensation for - HB 402: HCA(1)
  - compensation plans for - HCR 69
  - cost-of-living raises - HB 402: HCS
  - mentor and leadership funds - HB 402: HCS
- Technical Education, Personnel Board for - HB 366
- Textbooks, accessible formats, students with disabilities - SB 243: SCS
- Transportation exemption - HB 755: HFA(1)
- Vending machine sales - HB 553: SFA(2)
- Vision screening - SB 207
- Volunteer mentors in low performing schools, state employees as - SB 132

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- Audits of school district education entities - HB 620
- Cigarette tax increase - HB 677; HB 677: HFA (1)
- Community
  - charitable foundations - HB 503
  - education director, state funds to be used for hiring - HB 446
  - education, funds to be used for full-time coordinator - HB 446: HCS
- Cost-of-living raises, funds for - HB 402: HCS
- Funding calculation, average daily membership - HB 208
- Kentucky
  - Education Savings Plan Trust - HB 329
  - educational excellence scholarship, eligibility for - HB 59: HFA(2)
  - educational excellence scholarship, pharmacy students, eligibility for - HB 59: HFA(1)
  - Higher Education Assistance Authority, defaulted loans affecting professional licensure - HB 296: HCS
  - Higher Education Assistance Authority, Kentucky Higher Education Student Loan Corporation - HB 505
- Limited English proficiency, include funding for students with - SB 132
- Nonresident pupils, inclusion in ADA for 50% of base funding level - HB 78
- Occupational license fees and taxes, exemptions - HB 285
- Osteopathic medicine scholarship repayment - HB 329
- Postsecondary education, prepaid tuition program - HB 386
- Prepaid tuition refunds, military induction - HB 96
- Professional
  - compensation fund - HCR 69
  - compensation fund, teacher certification fund, professional growth fund - HB 402
- Property tax exemption, buses used for charter or tour services - HB 159
- Publication of annual school financial statements - HB 240
- Salary increases for classified employees funded through a local/state matching fund - HB 704
- Scholarships, repayment provisions - HB 329: HCS
- School
  - calendar, salary increased required when lengthening - HB 573
  - funding, adjustment for low attendance days - HB 310
  - growth trust fund - SB 241; HB 848
  - term, lengthened beginning FY 2006 - HB 11
  - tuition organizations, tax credit for contributions - HB 567
- SEEK funding formula - HCR 197
- SEEK, salary increase for classified employees through base funding level - HB 706
- Special
  - education funding, congressional support urged - HCR 49
  - education, congressional funding support urged - HCR 49
- Student
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- Accreditation
  - agencies - HB 329: SFA(2)
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Athletic coaching staff, contract termination for rule violations - SB 248
Bluegrass State Skills Corporation, eligibility for programs - HB 166; HB 166: HCS
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  or vocational school, definition - HB 329
  school, definition - HB 329: HCS
Campus safety and fire prevention - HB 829
Capital projects, quarterly reporting of - HB 599
College, definition - HB 329: HCS
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  on Postsecondary Education, confirmation, Barton D. Darrell - HCR 59
  on Postsecondary Education, confirmation, Walter A. Baker - HCR 58
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  on Postsecondary Education, membership, confirmation, John R. Hall - HCR 56
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Governor's
  Postsecondary Education nominating Committee, confirmation, LaVerne M. Waldrop - HCR 286
  Postsecondary Education Nominating Committee, confirmation, Stephen B. Catron - HCR 285
Health
  insurance coverage, state-sponsored program - HB 846
  technology, research and development of - HB 375; HB 161: HFA (3)
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Individual development accounts - HB 454; HB 329: SCS
KEES awards to nonpublic high school graduates - HB 873
Kentucky
  Access to Higher Education Network - HB 653
  Affordable Prepaid Tuition Program - HR 105
  Community and Technical College System - SB 165; HB 135; SB 163: SFA (2); HB 329: HCS
  Community and Technical College System, appropriate funds for - HB 507: HFA(7)
  Community and Technical College System, employees' tuition waivers - SB 165: HFA(3)
  Community and Technical College System, salary schedule for the - HB 135: HFA(1)
  Community and Technical College System, teacher eligibility for national certification - HB 168: HCS
  Community Technical College System - HB 135: HCS
  Education Excellence Scholarship Program, definitions - HB 330
  Educational Excellence Scholarship, definitions - SB 73
  educational excellence scholarship, eligibility for - HB 59: HFA(2)
  educational excellence scholarship, pharmacy students, eligibility for - HB 59: HFA(1)
  Educational Excellence Scholarship, students attending out of state parochial schools - SB 73: SCA(1)
  Educational Excellence Scholarship, students of military personnel eligibility for - HB 59: HCS
  Higher Education Assistance Authority, defaulted loans affecting professional licensure - HB 296: HCS
  Higher Education Assistance Authority, Kentucky Higher Education Student Loan Corporation - HB 505
  Higher Education Assistance Authority, verification of loan repayment status - HB 296
  Higher Education Student Loan Corporation, bonding authority - HB 131
  Teachers' Retirement System, omnibus revisions - HB 637
New economy initiatives, venture capital and program procedure, clarification - HB 525: HFA(1)
Nursing
  scholarship, foundation to provide - SB 289
  scholarship, foundation, membership of - SB 289: SFA(1)
Omnibus revisions related to the new economy initiatives - HB 525
Osteopathic scholarships - HB 329: SFA(4)
Postsecondary education scholarships, eligibility of students - HB 434
Prepaid
  tuition program - HB 386
  tuition refunds, military induction - HB 96
Public university police, authority to assist another jurisdiction - HB 772
Sales tax exemption, materials purchased by a contractor - HB 735
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credit card solicitations - HB 298
financial aid, eligibility for - HB 684
loans - HB 329: SFA(1),(6)
Study of the use of merit-based scholarship programs in other states - HJR 124
Technical corrections - SB 74: HFA(2)
Tobacco Health and Research Institute, reorganization of - SB 86
Tuition
  waiver for dependents of non-resident veterans married to Kentucky residents - HB 112
  waiver, adopted and foster children, eligibility and reporting requirements - HB 202; HB 202: HCS
  waiver, Kentucky veterans - HB 111
  waivers for dependents of veterans - HB 112: HCA(1), HFA (1),(2)
Tuition, saving for, Kentucky Affordable Prepaid Tuition Program - HR 105
Vocational school, definition - HB 329: HCS
Western Kentucky University, other funds approved for renovation - SB 54

Education, Vocational

CDL, third party exams, require KCTCS to conduct - HB 189: SFA(3)
Commercial driving schools, omnibus revision - HB 190: HCS(2)
Department for Technical Education, Reorganization of - HB 366
Discipline of students, use of respectful terms to address and respond to school employees - HB 19
Driver training schools, clarify instruction permit is issued prior to background check - HB 189: HFA(2)
Kentucky Community and Technical College System, employees' tuition waivers - SB 165: HFA(3)
Monetary incentives to pursue national certification, teacher eligibility - SB 163; HB 168
School term, lengthened beginning FY 2006 - HB 11
Supported employment services - HB 27
Teacher eligibility to pursue national certification - HB 168: HCS
Tuition
  waiver for dependents of non-resident veterans married to Kentucky residents - HB 112
  waiver, Kentucky veterans - HB 111
Vocational training institutes, tuition waivers for dependents of veterans - HB 115

Effective Dates, Delayed

Architects, State Board of Examiners and Registration, membership - HB 207
BR 1087, 1/1/2003, Operator's license test for minors - HB 224
CDL applicants, background check required - HB 189
Cigarette tax increase, smokeless, loose, and other tobacco, impose tax, August 1, 2002 - HB 677: HFA(1)
Cosmetologist, fee, increases in - HB 849
Credit
  card information, restrictions on, and penalties for theft of - HB 65: HCS(1)
  card receipts, deletion on information - HB 65
Effective August 1, 2002 - HB 452; HB 452: HFA (1)
HB
  106, Voluntary child ID Program, delay until 1/1/03 - HB 106: HCS
  294/HCS - HB 294: HFA(1)
Honeybees, sales and use tax exemption, August 1, 2002 - HB 185
January
  1, 2003, Act's effective date - HB 383: HCS
  1, 2003, graduated driver's licenses - HB 89
Lengthened school term, effective July 1, 2006 - HB 11
Limit Kentucky River Authority fees, November 15, 2003 - HB 714
Motor
  coach use tax, effective August 1, 2002 - HB 547
  vehicle registration fees and special fuel surtax - HB 206
Multichannel video programming excise tax, imposition of, 2003 tax year - HB 678
Primary seat belt enforcement - HB 68: HCS(2)
Sales
  and use tax exemptions, deer and elk farming, August 1, 2002 - HB 517
  tax, definition of gross receipts and sales price - HB 290
  tax, exempt repair and replacement parts for vehicles, 55,000 pounds, effective 7/1/2003 - HB 12: SCS

Effective Dates, Delayed Continued

SB
 143/GA - SB 143: HFA(2),(3)
 197/GA - SB 197: HFA(1),(2),(3),(4)
State house districts, effective January 1, 2004 - HB 831
Taxation, match system for delinquent taxpayers - HB 614
Transition from lever voting machines, effective May 1, 2004 - HB 34
Usage tax, exempt vehicles greater than 55,000 pounds, effective 1/1/2003 - HB 12: SCS
Vehicle emissions testing program - HB 618: HCS
Weight distance tax, elimination, effective 1/1/2003 - HB 12: SFA(2)

Effective Dates, Emergency

Abandoned infants - SB 55 HB 76
Absentee voting - HB 23
Alteration of election precincts for magisterial districts authorized - HB 23: SCS
Approval
 of disaster days, Department of Education - SB 132: HFA(1)
 of school disaster days - SB 147: HFA(1)
Asthma medication, self-administration, permit student - HB 353
Breast and cervical cancer, Medicaid coverage - SB 56: SFA(2)
Burial honor guard program, creation of, July 1, 2002 - HB 231
Cabinet for Families and Children, domestic violence responsibilities - SB 97: SCS
Capital Planning Advisory Board - SB 1
CDL applicants, background check required - HB 189
Cell tower siting, add most provisions of HB 598 plus fee cap - HB 270: SFA(6)
Cervids, prevention of disease, regulations for - HB 470: SFA(4)
Child support guidelines commission - HB 82
Classified employees, personnel changes based on seniority regardless of funding source - HB 629
Coal severance tax, receipt of - HB 406
Coal, extraction of, permit not required if incidental to construction - HB 405: HCS
Commercial
 driver training schools, omnibus revision - HB 190
 driver training schools, requirements - HB 190: HCS(1)
Congressional districts, statewide plan - SB 65: SCS
County Employees Retirement System, petitions for membership - HB 801: HCS
Declare EMERGENCY - SB 45: HFA(1)
Department of Military Affairs, preparedness and response to terrorism - HB 258
Effective Date, EMERGENCY - HB 730: HCS
Election deadlines, suspension of - SB 69: SCS
Electronic system for monitoring controlled substances - HB 26: SCS
Emergency - HB 339: SCS
Executive orders, administrative regulations - SB 1
Filing deadline and primary election, suspension - SB 69
HB
 146/HCS - HB 146: HFA(1)
 598 - HB 598: HFA(4)
 661 - HB 661: SFA(2)
Horse racing, taxes imposed, distribution of - HB 837
Joint sewer agencies, uniform rates, exemption - HB 739
July 1, 2002, compulsive gamblers assistance fund, creation of - HB 203
Kentucky e-Health Network, establishment of - HB 375
Kentucky-grown
 agricultural products - SB 13: HCS
 agricultural products, promote state purchase of - SB 13: SCS
Legislative Claims Bill - HB 707
Long-Term Policy Research Center Board - SB 1
Major industrial facility, in support of - SB 193: HFA(7)
Medicaid, study on dispensing fees, report required - HB 170; HB 170: SFA (1),(2)
Mental health professionals, immunity for - SB 90: SFA(2)
Merchant electric plants - SB 257: HCS
Occupational license fees and taxes, exemptions - HB 285

Effective Dates, Emergency Continued

Representative
  and Senatorial districts, statewide plan - HB 1: HCS
  districts, statewide plan - HB 1: HFA(4),(5)
Reproductive health facilities, access to - HB 665
SB
  126 - SB 126: SCS
  257/SCS, declare emergency for - SB 257: SFA(3)
School
  disaster days - SB 132: HFA(8)
  funding, average daily membership - HB 208
Sections 15 to 19, HB 540 - HB 540: HFA(11)
Senatorial
  and representative districts - HB 1: SCS
  districts, statewide plan - SB 69: SFA(1),(2); HB 1: SFA (1),(2)
Siting of electric generation facilities, regulation of - SB 169: HFA(4)
State
  legislative and congressional districts, statewide plans - HB 1: FCCR
  representative and senatorial districts, statewide plans - HB 1
Supplemental ballots for small precincts, use of - HB 770; HB 559: SCS
Teacher compensation - HB 402
Teachers, compensation plans for - HCR 69
Urban-county, retiree health insurance - HB 718
Western Kentucky University, other funds approved for renovation - SB 54
Workers' compensation assessment penalty waiver & determination of special fund assets - HB 730

Effective Dates, Retroactive

Constitutional officers, BR 1122 - HB 194
Lien filings - HB 493
Mentally retarded, prohibit execution of - HB 407
Postsecondary financial aid, academic year, 2001-2002 - HB 684
Tax liability of managers and partners - HB 614

Elections and Voting

2002
  filing deadline for state legislative and U.S. House offices - HB 1: SCS, CCR
  filing deadline, extension - HB 1: FCCR
  primary election cycle, suspension of deadlines, deletion of - HB 1: SFA(6),(7)
Absentee
  voting - HB 23
  voting, military voters - HB 32: SFA(2)
Affidavit for voting, removal of requirement for - HB 33
Alteration of election precincts for magisterial districts authorized - HB 23: SCS
Certificate of election, county clerk issuance of - HB 378
Constables, elimination of office - HB 95
Constitutional amendment for referendum on container deposit - HB 323
County
  clerks, restriction of office duties on election day - HB 611: SCA(1)
  election expenses, reimbursement of - HB 559
  election officers, payment for - HB 34
  election officers, permit raises for - HB 34: HCS
Declaration of intent for write-in candidates, elimination of - HB 36: HCS
Election
  deadlines, suspension of - SB 69: SCS
  expenses, reimbursement - HB 34
  officers - HB 32: SFA(1)
  officers, limit use of 17 year olds as - HB 251: HFA(1)
Electronic gaming at racetracks, voting on referendum to permit - HB 768: HFA(9),(28),(41)
Emergency, gubernatorial power to reschedule election in event of - HB 318
Filing
  deadline and primary election, suspension - SB 69
  deadline for state legislative office - HB 1: HFA(6),(7)

Elections and Voting Continued

 deadline, change in - HB 1: SFA(11)
 fee for fifth and sixth class city write-in candidates, elimination of - HB 36: HCS
 fees, increase for certain offices - HB 535: HFA(1)
 forms, direct creation of - HJR 94
Flags at voting locations - HB 32
General Assembly candidates, public financing for - HB 355
Initiative, referendum, and recall, constitutional amendment - HB 518
Lever voting machines, permit transition from - HB 34: HCS
Local option elections - HB 35
Mail-in absentee voting, eligibility for - HB 703
Mayor, term of office for reelection purposes, clarification of - HB 297
Pilot
 program for blind voters - SB 128: SCS
 program for blind voters, counties containing a city of the first class - SB 128: HCA(1)
 program for blind voters, establishment of - SB 128
Precinct
 election officers, 17 year olds to serve as - HB 251
 reporting requirements - HB 559
Precinct, limit on number of voters in - HB 559
Primary
 election date, change - HB 31
 election, permit school closing for - SB 99; HB 529
 elections, allow independents to vote in - HB 482
 for gubernatorial slates, permit independent voters to vote in - HB 31: SFA(1)
Refund filing fee, requirement for - HB 535
Reimbursement for elections, permit increase in - HB 34: HCS
Representatives and city legislative officers, terms of - HB 697
Runoff
 primaries, elimination of - HB 22: HCA(1)
 primary, elimination of - HB 22
Student election officers, provide excused absence for - HB 251: SFA(1)
Supplemental ballots for small precincts, use of - HB 770; HB 559: SCS
Transition from lever voting machines - HB 34
Unrestricted absentee voting, provide for - HB 459
Voter registration - HB 32
Write in candidates, filing deadline for - HB 36

Electricians

Electrical
 inspector, compliance, denial of project approval for unregistered contractors-- HB 866
 workers, license required, electrician, master electrician, electrical contractor - HB 874
 workers, license requirements - HB 169

Embalmers and Funeral Directors

Condition for licensure, student loan repayment status - HB 296
Cosmetologists, nail technicians, licensed facilities, exceptions, funeral homes, limited services - HB 364: HFA(1)
Death certificates, requirements for if cause of death is unknown or pending investigation - HB 701: HCS
Funeral establishments, nail and hair treatments, permissible - SB 195: SCS
Historic
 cemeteries, disinterment and reinterment of remains, records to locate remains - HB 572: HFA(1)
 cemeteries, preservations grants available - HB 572

Emergency Medical Services

Abandoned infants, placement and custody, parental rights - SB 55; HB 76
Agroterrorism - HB 811: SCS
Ambulances, requirements for - SB 196; HB 469: SFA (7)
Bioterrorism, risk assessment and preparedness for - HB 88
Criminal justice telecommunicators - HB 155
Emergency
 medical services personnel, prohibit licensing felon - HB 469: SFA(2)
 medical technicians, employment protections - HB 388

Emergency Medical Services Continued

  medical technicians, epinephrine administration by - SB 196; HB 469: SFA (7)
  services board, taxing authority - HB 471
EMS
  personnel, call to work response time requirement for - SB 125: HCS
  personnel, residency requirement - SB 125
Firefighters and Emergency Medical Personnel Day - HCR 19
HIV/AIDS, education requirements for - HB 469: SFA(5)
Kentucky
  board of EMS, omnibus revision - HB 469
  Board of EMS, omnibus revision - HB 469: SFA(1)
Limited license or certification of felon - HB 469: SFA(4)
Lost and missing persons, exemption from reporting - HB 381: HCA(1)
Nuclear terrorism, risk assessment and preparedness for - HB 88: HFA(1)
Paramedics,
  data collection, penalty removal, and technical corrections - HB 469: HCS
  emergency room, scope of practice for - HB 469: SFA(3),(6)
Security exemptions, open meetings, records - SB 136
Task
  force for fire safety and EMS providers, members and reports of - HCR 192: HCA(1), HFA (1)
  force to study end-of-life care, creation of - HCR 26
  force to study funding needs for fire safety & emergency medical service providers, establish - HCR 192
Terrorism, duties of the Division of Emergency Management - HB 258: SCS
Transportation, mental impairment, right to refuse to patient with - SB 196: HFA(1)
Voluntary telecommunications career development training - HB 154

Eminent Domain and Condemnation

Historic cemeteries, private property access, owner's authority required - HB 572: HFA(2)

Energy

Allocation of nitrogen oxide credits, regulation of - HB 275
Certificate of site compatibility, Public Service Commission, issuance of - SB 257: HFA(3)
Commence to construct, definition of - SB 257: SFA(6)
Cumulative
  assessment report, electric generating facility, requirement for - SB 257: SFA(2)
  environmental assessment, BACT, requirement for - SB 257: HFA(12)
Definition of merchant electric generating facility, delete exclusion from - SB 257: SFA(8)
Determining setback requirement, measure from stack rather than site - SB 257: SFA(7)
Documentation of NEPA compliance, may be sub. for assessment report & impact statement - SB 257: SFA(8)
Electric
  generating facilities, creation of board to regulate the siting of - HB 540: HCS
  utilities, generating technologies, consideration for certificate of need - HB 790
Energy
  Efficiency Program for State Government buildings, goal of Commonwealth - SB 61: SFA(1)
  Policy Advisory Board, creation, confirmation of - HB 643
Exempt KIDA and KREDA plants from siting requirements - HB 540: HFA(5)
Exemption from water withdrawal permit requirement for power plants, deletion of - HB 738
Kentucky
  State Energy Policy Advisory board, add member - HB 643: SCA(1)
  State Energy Policy Advisory board, establishment of - HB 643: HFA(1)
Merchant
  electric generating facilities, regulation of siting of - SB 257
  electric generating facilities, siting of - SB 257: HFA(11)
  electric generating facility definition, exclude qualifying facilities from - SB 257: HFA(7)
  electric generating facility, board approval for - SB 257: HFA(13)
  electric generating facility, criteria for siting of - SB 257: HFA(8),(9)
  electric generating facility, siting approval, regulation of - SB 257: SFA(4)
  electric plants - SB 257: HCS
  power plant construction, set-back requirement for placing exhaust stack - SB 169: HFA(1)
  power plant, taxation of - HB 864: HCS
  power plants, imposition of tax on - HB 864
Moratorium on electric generating facility permits, confirm and extend - HB 540: HFA(11)

Energy Continued

Motor fuel sales, fair competition act - HB 435
Municipal
  utilities - SB 169: HFA(6); SB 176: SFA (1)
  utilities, Interconnection agreements with - SB 176
Nitrogen-oxide allowances, electric generating units, allocation and sale of - HB 408: HCS(1)
Nonregulated transmission lines, electric generating facilities, siting of - HB 540: HFA(8)
Oil and natural gas, pooling order, notification of - HB 745: HCA(1)
Phase out MTBE, replace with ethanol - HB 708
Public
  hearings, siting of merchant power plants, requirements for - SB 257: HFA(1)
  utilities, commission authority to suspend rates - HB 418: SFA(1)
Qualifying cogeneration facility, definition of merchant power plants, exclusion of - SB 257: HFA(6)
Regulate siting of electric generating facilities, creation of board to - HB 540: HFA(1),(2)
Repairs and other acts related to merchant plants, constitute construction if certain impacts result - SB 257: SFA(7)
Site
  assessment report, criteria for - SB 257: HFA(10)
  compatibility certificate, Public Service Commission, issuance of - SB 257: HFA(2)
  compatibility report, electric utility, requirement to obtain - SB 257: SFA(9)
Siting
  electric generating facilities, regulation of - SB 257: HFA(21),(22)
  for electric generating facilities, regulation of - SB 257: HFA(18)
  merchant electric generating facilities, regulation of - SB 257: SCS
  of electric generating facilities, preference for clean coal technology - HB 540: HFA(12)
  of electric generating facilities, regulation of - HB 540; SB 257: HFA (19),(20); HB 540: HFA (7)
  of electric generating facilities, use of clean coal technology, preference for - HB 540: HFA(10)
  of electric generation facilities, regulation of - SB 169: HFA(4); HB 270: SFA (7)
State
  buildings, contracting, guaranteed energy savings performance - HB 214
  buildings, guaranteed energy savings performance contracting - SB 61
Utility contracts, offset for Kentucky tax paid - HB 408: HCS(2)

Engineers and Surveyors

Condition for licensure, student loan repayment status - HB 296

Environment and Conservation

Agreements on managing water use, exclude privately owned water impoundments - SCR 17: HFA(3)
Agriculture Water Quality Authority, allow disclosure to - HB 367: HFA(2)
Air
  pollution control district, require clean air plan development - SB 102: SCS, SFA (1),(2)
  pollution, VET, biennial, title, Thomas J. Burch "I Just Can't Contain Myself" Act of 2002 - SB 193: HFA(4)
Allocation of nitrogen oxide credits, regulation of - HB 275
Area development districts and Rural Water Assoc., add to watershed task force - SCR 17: HFA(4)
Beaver, control program and bounty - HB 441
Biodiesel as diesel fuel additive, encourage use of - HB 708: SCA(1)
Certificate of site compatibility, Public Service Commission, issuance of - SB 257: HFA(3)
Cleanup
  funds to be used for programs related to the environment - HB 174: HFA(7)
  of open dumps, abandoned landfills, funding and program for - HB 174: SCS
Coal removal incidental to construction, notice - HB 405: SCA(1)
Commence to construct, definition of - SB 257: SFA(6)
Confidentiality of agriculture water quality plans, exclude from - HB 367: HFA(1)
Constitutional amendment for referendum on container deposit - HB 323
Counties to use surplus open dump cleanup funds for programs related to the environment - HB 174: HFA(3)
Counties, requirement for universal collection system - HB 28
Cumulative
  assessment report, electric generating facility, requirement for - SB 257: SFA(2)
  environmental assessment, BACT, requirement for - SB 257: HFA(12)
Definition of merchant electric generating facility, delete exclusion from - SB 257: SFA(8)
Department of Agriculture programs funded by pesticide fees, minimum funding level required - HB 420
Determining setback requirement, measure from stack rather than site - SB 257: SFA(7)
Director of Council of Area Development Districts, add to watershed task force - SCR 17: HFA(2)

Environment and Conservation Continued

Documentation of NEPA compliance, may be sub. for assessment report & impact statement - SB 257: SFA(8)
Door-to-door collection, require to receive funding for open dump cleanup - HB 174: HFA(12)
Electric generating facilities, creation of board to regulate the siting of - HB 540: HCS
Environmental
  impact fees, assessed and collected - HB 174
  permits in western Jefferson County, suspension of - HJR 139
Exemption from water withdrawal permit requirement for power plants, deletion of - HB 738
Extension of oil and gas permit term, prohibit under certain circumstances - HB 705: HFA(2)
Financial assistance to counties, require 25% match prior to granting - HB 174: HFA(6)
Fuel storage tanks, title, Thomas J. Burch Hot Air Act - SB 169: HFA(3)
Funding
  of solid waste program improvements, revise - HB 174: HFA(5),(14)
  to counties and cities, encourage use for recycling - HB 174: HFA(13)
Government vehicles, VET test biennially - SB 169
Hatfield-McCoy Rec Area, expansion into KY, feasibility and cost, study of, Tourism Dev. Cabinet - HJR 30
Hazardous
  waste assessment, continue past June 30, 2002 - HB 244
  waste assessment, exemption from - HB 244: SCS
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Leaving the scene of an accident where death or serious injury is involved, increase penalties - HB 639
Lee Trover Todd Highway, change location of signs to be erected - HJR 4: HCS
Mobile telephones, prohibit use of hand-held - HB 71
Motor
  vehicle operator's license, refugees and asylum, requirements for - HB 188: HFA(2)
  vehicles, operator's license, requirements for - HB 188: HFA(1)
Myers Farm Parkway in Bullitt County, change segment of KY 1526 being named - HJR 35: HCS
Naming for elected officials, restrictions - HB 38
New bridge in Breathitt County, change name - SJR 16: HCA(1)
Overweight exemption for agricultural and forest products - HB 12: SCS
Paris By-Pass in Bourbon Co., rename Thoroughbred Run - HJR 102
Pick-up trucks 6,000 lbs. and greater, exempt from seat belt law - HB 68: HFA(3)
Primary seat belt enforcement, omnibus revision - HB 68: HCS(2)
Public safety vehicles, motorists to yield when approaching on shoulder - HB 341
Purple
  Heart Highway, change references to Purple Heart Trail - SJR 2: SFA(1)
  Heart Trail, add provisions naming I-64 - HJR 77: SFA(1)
Railroad crossings, increase required stopping distances for vehicles - HB 498
Rest Areas, require POW/MIA flag to be flown - HB 274

Highways, Streets, and Bridges Continued

Richard "Hoppy" Hopkins Memorial Highway, designate - HJR 180
Road Plan projects for Fiscal Years 2005-2008 - HJR 214
Roadblocks, prohibition on - HB 68: HFA(5)
Roads named in honor of slain troopers, agreement between Transportation Cabinet and State Police - SB 18: SCS
Robert Damron, road sign in Pikeville, honoring - HJR 3
Roebling suspension bridge, require to be painted wildcat blue - HJR 175
Seat belt violation, triple insurance deductible - HB 68: HFA(6),(8)
Semitrailers, establish a speed limit of 55 m.p.h. on interstates and other four-lane highways - HB 500
Shot rock, authorize the use of in the construction of county roads - HB 741
Single A highways, county authority to direct lowered weight and speed limits - HB 63
SJR 16, conference committee report - SJR 16: CCR
Speeding violations, fines for - HB 581
State roads, name in memory of state troopers killed in the line of duty - SB 18
Stopping distances at railroad crossings, procedures for limited visibility - HB 498: HCS
U.S. 41 in Hopkins Co., name a segment in honor of Dr. Lee Trover Todd - HJR 4
US 23, Letcher Co., name a bridge in honor of Robert B. Collins - SJR 24: HCS
Various roads, bridges, and highway garages, name in honor of various individuals - SJR 16: FCCR
Weight
 limit exceptions for building materials, exempt counties with more than 20,000 population - HB 12: HFA(3)
 limit exceptions for building materials, exempt counties with more than 25,000 population - HB 12: HFA(4)
 limit exceptions for building materials, exempt counties with more than 30,000 population - HB 12: HFA(2)
Western Ky Veterans Memorial Bridge, name on KY 51 in Ballard County - HJR 85

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Archaeological sites, excavation of, permit required - HB 676
Capitol
 Restoration Trust Fund, advice from the Chief Justice - HB 349: SCS
 Restoration Trust Fund; creation of - HB 349
Center for African American heritage - HB 372: SFA(1)
Community signs, require installation if requested - SB 238: HFA(1)
Comparative religion, history instruction - HB 324
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 property rehabilitation and construction, tax credits for - HB 606
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Kentucky
 Center for African American Heritage - HB 390: SFA(1)
 Center for African American Heritage, recognition of - HCR 242
 Center for African-American Heritage - SB 130: HFA(3)
 Historical Society, attachment to, membership change - SB 229; SB 229: SFA (1); HB 737: HCS
 Military Heritage Commission, membership - HB 62: HCA(1)
 Military History committee, reorganization - HB 613
 Military History Committee, reorganization - HB 613: HFA(1)
 Museum and History Day, declaration of, February 21, 2002 - HR 164
Lexington/Big Sandy Rail Trail task force, creation of - SCR 92
Maintenance of nonprofit cemeteries; possible historical significance - HB 58
Military heritage sites and objects, preservation of - HB 62
Monroe, Bill, birthplace of, state park construction, feasibility study - SCR 157
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 Historic Preservation Week in Kentucky, declaring - HR 176
 Underground Railroad Freedom Center, establishment and promotion of - HR 119
Native American Heritage Commission, creation of - HB 176
Official state outdoor drama, Pioneer Playhouse, designation of - HB 607
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Firefighters and Emergency Medical Personnel Day - HCR 19

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County
 agricultural development councils, funds, allocation and authority over county portion of - SB 201
 agricultural development councils, unanticipated income retained and terms staggered - SB 201: SCS

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Abandoned infants, placement and custody, parental rights - SB 55; HB 76
Alzheimer's Office, long-term care facilities, dementia training for - HB 763
Alzheimer's,
 employee training - SB 203: SFA(1)
 long-term care facilities, employee training required for - SB 203: HCS; HB 763: HCS
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Cabinet for Health Services, personal care home fines, grants for use of - SB 203: HCS
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CHS, CON, health facility exemption from - HB 661: SFA(5)
Continuing
 care retirement community beds, report to 2004 General Assembly required for - HB 339
 care retirement community, data collection required by - HB 339
 care retirement community, extend time to add nursing home beds - HB 339: SCS
 care retirement community, time limits on establishing nursing home beds by - HB 339
Cosmetologists, nail technicians, licensed facilities, exceptions, patients, limited services - HB 364: HFA(1)
Cosmetology services, hospitals and nursing homes - HB 364: HCA(1)
Dental hygienists, allow services at sites other than dentists' offices - SB 150: SCS
Department of Veterans' Affairs, direct-care employees, exempt from salary schedules - HB 642
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Electronic
 gaming devices, distribution of gaming income, veterans nursing homes - HB 768: HFA(6),(29),(30)
Emergency medical service providers, HIV/AIDS education requirements for - HB 469: SFA(5)
EMS, person with mental disability not transported by - SB 196: HFA(1)
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 Care Malpractice Insurance Task Force, responsibilities of - HCR 136: HFA(2)
 facility employees, study - HB 732: HCS
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 respite beds, licensure requirements - SB 185: HCS
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 e-Health Network, committee structure for - HB 375: HCA(2)
Licensure, acuity-based staffing plan as requirement for - HB 91
Long-term
 care facilities, employment of felons by - HB 858
 care facilities, Type A and Type B violations, civil penalties for, decrease in - SB 203
 care facilities, violations and fines against - SB 203: SCS
 care ombudsman program, full-time positions for, increase - HB 840
 care, reauthorize the task force on - HCR 239
 care, task force, membership of - HCR 239: HCS
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  facilities, requirements for - HB 817
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  data collection, penalty removal, and technical corrections - HB 469: HCS
  emergency room, scope of practice for - HB 469: SFA(3),(6)
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  care homes, disposition of fines - SB 203: HFA(1)
  care homes, reduction in civil fines paid by - SB 203: HFA(2)
Pharmacist refusal to dispense medication, unlawful for discriminate for - SB 109
Pneumococcal and influenza immunization, requirements for - HB 69
Pregnancy termination drugs, prohibit discrimination against pharmacist who refuses to dispense - HB 249: HFA(1)
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  drug coverage for seniors, Kentucky Hospital Association, study to include input from - SCR 185: SCS
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Professional liability insurance premiums, study of - HCR 136: HFA(1)
Provider tax, nursing workforce foundation, delete funding for - SB 289: SCS
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  policy, disabled and frail elderly, caregivers of - HB 769: SFA(2),(3)
  policy, disabled and frail elderly, rights and responsibilities of - HB 769; HB 769: SCS
Regional planning councils, membership on - SB 2: SCS
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  force to study end-of-life care, creation of - HCR 26
  force to study end-of-life care, membership of - HCR 26: HFA(1)
Veterans' nursing home in Perry County, authorization to name "Paul E. Patton Veterans' Home" - HJR 111

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Full gaming facilities, criteria for establishing - HB 768: HFA(52)
Lodging facility, guest rooms, decreased number of - HB 372: HFA(2)
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Housing, Building, and Construction

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Heating ventilation, and air conditioning contractors, licensure and certification repealed - HB 636
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  Housing Corporation benefits, teachers eligible for - SB 45
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  and mobile homes - HB 417: HCS
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  housing, repossession of - HB 152: SFA(1),(2)
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State Fire Marshal's Office, private fire and explosion investigators, location of - HB 668: HCS
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BellSouth call center closure, urge for reconsideration - HR 195, 206
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Controlled substances, real-time electronic monitoring, pilot study of - HB 26: SCS
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 card information, restrictions on, and penalties for theft of - HB 65: HCS(1)
 card receipts, deletion on information - HB 65
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 health registry, contingency for development of - HB 161: HCS
 health registry, permit development of - HB 161: HCA(2), HFA (1)
Geographic
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 e-Health and Telehealth Board, reporting requirements for - HB 375: HCA(1)
 e-Health Network, activities supported by - HB 375: HCA(2)
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 e-Health Network, feasibility study, funding for - HB 161: HFA(3); HB 375: HCA (1)
 e-Health Network, reporting requirements for - HB 161: HFA(3)
Public health, registry, provider and payor participation in - HB 161: HFA(2),(3)
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Ambulances, requirements for - SB 196; HB 469: SFA (7)
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 rides and attraction, fees - HB 473: SCA(1)
 rides and attractions, permitting and inspection of - HB 473
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 fire and explosion investigators - HB 668: HFA(3)
 investigators, licensing - SB 139: HFA(4)
Tobacco products, minors, retail establishments, ABC - HB 436
Vehicle, jurisdiction of inspector - SB 285
Weights and measures, national and Kentucky standards, amending reference source of - HB 430

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Accounting procedures - HB 481
Agent, financial responsibility - HB 165: HCA(1), HFA (1)
Agents, licensing of - HB 165; HB 165: SCS, HCS
Annuities and variable insurance products - HB 164
Applications may be filed in non-English version - SB 41: HFA(2)
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Change the value limit for insurer's promotional merchandise - HB 136: HCA(1)
Consumer protection - HB 213
Contractor insurance, $250,000 each, property damage and liability, residential and light commercial - HB 866
County Employees Retirement System, petitions for membership - HB 801: HCS
Department, financial impact statement for health mandate - HB 875; HB 69: SFA (1)
Gramm-Leach-Bliley Act, compliance with - HB 481
Health
 care malpractice insurance task force, creation of - HCR 136: HCS

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 Care Malpractice Insurance Task Force, responsibilities of - HCR 136: HFA(2)
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Kentucky Group Health Insurance Board, addition of members to - HB 163
Liability
 coverage, private fire and explosion investigators - HB 668
 self-insurance groups, applicability of Subtitle 1 to - HB 481: HFA(7)
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Life insurance, firefighters, supplemental payment to - HB 588; HB 519: SFA (1),(3)
Limited health service benefit plans, establishment - SB 146
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 Malpractice Insurance Task Force, creation of - HCR 136; HCR 136: HFA (1)
 malpractice insurance, charitable health care, dentist and hygienist to receive for - SB 153: HCS
 malpractice insurance, request for information or recommendations relating to - HR 209
 records, access to - HB 359; SB 196: HFA (2); HB 359: HCS, HFA (1)
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 and firefighters in cities of 2nd class, allow death benefit of up to $10,000 for - SB 101: SCS
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 surcharge, audit and enforcement - SB 187
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 investigators, license, liability coverage - SB 139; SB 139: SCS
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Promotional merchandise, authorization to give - HB 136
Records, confidentiality of - HB 481: HCS, HFA (2)
Salvage
 title assignments, permit insurance company to perform - HB 685; SB 238: HFA (5)
 vehicles, brand title on assignments made by an insurance company - HB 685: HFA(2),(3),(4)
Short-term nursing home and long-term care insurance policies - SB 41
State
 agency risk maximums - HB 247
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Structured settlements - HB 796
Unfair
 claims settlement, use of certain computer programs to value bodily injury claims - HB 481: HFA(5)
 claims settlement, use of certain computer programs to value claims - HB 481: HFA(3)
Worker's comp, group self-insured assoc, method of reporting premium, waiver of 10 yr. ban on - HB 625
Workers'
 comp. assessment penalty waiver & determination of Special Fund assets, provisions for - HB 730: HCS
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Insurance, Health

Add KACO and KLC representatives to health insurance advisory committee - HB 846: SFA(2)
Benefits, premium rates for - HB 391: HCA(1)
Cancellation
 of long-term care insurance policy - HB 149: HFA(1)
 of Medicare supplement policy - HB 149: HFA(1)
Cancellation, notice of - HB 510; HB 510: HCS
Child support order for coverage, enforcement of - HB 291
Contraceptive devices and services, coverage for - HB 778
County
 employees, retirement coverage for - HB 846: SFA(4)
 employees,retirement coverage for - HB 846: SFA(6)
Delete requirement of participation/contribution in state retirement and health insurance - HB 846: SFA(1)
Dental procedures, anesthesia - HB 39: HFA(1),(2),(3),(4)

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Electronic
 health network - HB 375: HFA(1)
Firefighters,
 supplemental disability payments - HB 588
 supplemental payments to disabled firefighters - HB 519: SFA(1),(3)
GAP claims, inclusion of deceased individuals - HB 554
Group, disclosure of information to policyholder - HB 721; HB 721: HCA (1)
Guaranteed acceptance program claims, definition of - HB 554: HFA(1)
Health
 care provider, prohibition against erroneous balance billing by - HB 766
 maintenance organizations, disclosure of information to policyholder - HB 721
 maintenance organizations, risk-based capital requirements - HB 698
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Hearing aids and related services, coverage for - SB 152
Heart and lung disease presumptions for firefighters - HB 104: HFA(1)
Income tax deduction for vouchers - HB 280
Individual policy, return of unearned premium - HB 149
Infertility, health benefit coverage of - HB 368
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Insurance purchasing outlets, creation of - HB 281
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Kentucky
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 health service benefit plans, establishment - SB 146
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Local
 school districts, equitable health benefits - HB 507: HFA(25),(26)
 school districts, health benefits - HB 507: HFA(27)
Mail
 order drugs - HB 369: HCS
 order prescriptions, requirements for - HB 369: HFA(2),(11)
Managed care plans, liability for damages - HB 5
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Medical savings accounts, employers may establish - HB 756
Medicare
 supplement insurance, consumer's guide to - HB 149: SCS
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Omnibus revision - HB 391; HB 391: HCS
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Premium rates for small groups or employer-organized associations - HB 391: SFA(2)
Prescription drugs, ninety-day supply, permit reimbursement of - HB 16: HCS
Prescriptions, ninety-day supply of - HB 16
Provide for participation of affected entities in study by interim committee - HB 846: SFA(3)
Public health, registry, provider and payor participation in - HB 161: HFA(2),(3)
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 Industrial Parks, KREDA eligibility, calculation of wage and benefits - HB 602: HFA(1)
 rating, state health insurance program - HB 853
Reimbursement, prohibition against retroactive denial of - HB 757
Requirement of participation health insurance and retirement programs deleted - HB 846: SFA(5)
Retired police and firefighters, supplemental health insurance for - SB 221
Retirees, participation in state-sponsored health insurance - HB 594
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 district employees - HB 585; HB 332: HFA (1),(2)
 district employees, flexible spending accounts - HB 361
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Self-funded health insurance for state employees, study directed - SCR 34

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- Short-term nursing home policies, statement included in - SB 41: HFA(3)
- Small group policies, repeal of municipal insurance premium tax - HB 660
- State
  - employee health insurance, prescription drug copayment, requirements for - HB 369: HFA(5)
  - employee, contribution for dependent coverage - HB 822
  - employee, permission for county to have an additional carrier - HB 369: HFA(12)
  - employees, authorization for carrier to offer plan in underserved counties - HB 369: HFA(13)
  - employees, bidding areas - HB 821
  - employees, bids may vary by geographic area - HB 821: HCA(1)
  - employees, copayment for mail order option - HB 369: HFA(28)
  - employees, county without a participating hospital - SB 292
  - employees, coverage for - HB 846
  - employees, dependent plan employee contribution - HB 369: HFA(15)
  - employees, geographic bidding areas - HB 369: HFA(16)
  - employees, mail order drug option - HB 369; HB 369: HFA (14),(20),(21),(22)
  - employees, option to choose plan in contiguous county - SB 292: SCS
  - employees, option to select plan in contiguous county - HB 391: SFA(1); HB 621: SFA (1); HB 821: SFA (1); HB 846: SFA (7)
  - employees, prohibit discrimination by drug manufacturers in pricing of products to pharmacies - HB 369: HFA(8),(9)
  - employees, prohibit discrimination by pharmaceutical manufacturers - HB 369: HFA(23),(24)
  - employees, savings from mail order drug option - HB 369: HFA(6),(17)
  - employees, state contribution amount - HB 409
  - employees, verification of identity of person taking possession of controlled substance - HB 369: HFA(7),(18)
  - group, nonparticipating employers adjustment fee - HB 846: HCS
- State-sponsored program, Legislative Research Commission to conduct study of - HB 846: HFA(1)
- Study, health insurance groups for small employers - HCR 138
- Utilization review, appeals and prompt payment of claims - SB 38; SB 38: SCS

Insurance, Motor Vehicle

- Basic reparations benefits, prohibit set-off for certain payments to third parties - HB 481: HFA(4)
- Car insurance refund, compliance with seat belt law - HB 68: HFA(4)
- Coverage on loaned vehicle - HB 260; HB 260: HFA (1),(2),(3)
- Household exclusion - HB 439
- Installment billing - HB 213: HCS
- Kentucky AVIS Insurance Task Force, establish - HCR 38
- Motorcycle helmet use option, insurance requirement, license sticker - HB 68: HFA(7)
- Overdue payments, action brought for - HB 481: HFA(1)
- Property damage coverage, increase the minimum - HB 690
- Rates, factors that may be used - HB 481: HFA(6)
- Rental agency, prohibit payment of fee or gratuity for referral to - HB 391: HCS
- Salvage
  - Titles, limit 75% standard to vehicles less than eight years old - HB 850
  - vehicles, brand title on assignments made by an insurance company - HB 685: HFA(2),(3),(4)
- Seat belt violation, triple insurance deductible - HB 68: HFA(6),(8)

Interest and Usury

- Deferred deposit transactions, provisions regarding check cashing and postdated checks - HB 102

Interlocal Cooperation

- Coordination of local government finance - HB 314: HCS
- Disclosure statements, filing of - HB 357: SCA(1)
- Local
  - government codes of ethics - HB 357
  - industrial development authority, membership increase - SB 134
  - industrial development authority, membership increase, permission for - SB 134: SFA(1)
- Tax base coordination agreement, mediation of - HB 314: HFA(1)

International Trade and Relations

- Interstate Wildlife Violator Compact, adoption of - HB 64

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Hatfield-McCoy Rec Area, expansion into KY, feasibility and cost, study of, Tourism Dev. Cabinet - HJR 30
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Kentucky's elk herd, Fish and Wildlife Resources, efforts, educational support for - SCR 49
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Assault 3rd degree, jail transportation officer - HB 333
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  weapons, carrying of - HB 97: SFA(3)
  weapons, right for jailer and deputies to carry statewide - HB 401
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Jailers with life safety facilities or closed facilities, allow training and incentive for - HB 478
Juvenile detention and education programs - HB 145
Mental health consultation and education funding provided - HB 507: SCA(1)
Observing or photographing person in custody, permitted when - HB 133
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Additional
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Excess benefit plan established, limitation on purchase, transfer deleted - HB 590
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  in legal process, intimidation or retaliation - HB 571: HCS
  in legal process, intimidation, retaliation - HB 571: HFA(1),(2)
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Juries and Jurors Continued

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- Alzheimer's, long-term care facilities, employee training required for - SB 203: HCS; HB 763: HCS
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- Coal Workers' Pneumoconiosis (black lung) provisions, changes in - HB 348
- Collective bargaining, authorization expanded for paid firefighters - HB 537
- Corporation statutes, revision - SB 121
- CT Scan, diagnosing coal workers' pneumoconiosis, provisions for - HB 348: HFA(3)
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- Employee job performance, employer disclosure, limited immunity - HB 239
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Adult day health care services, requirement for - SB 143
Aid to fire districts, calculation for merged districts - HB 272
Airport acoustic nuisance area, compensation for persons residing in - HB 460
Annexation of urbanized areas - HB 314: HFA(2)
Boiler and pressure vessels, regulation of in apartments of less than 6 families - HB 851: HFA(1)
Boilers and pressure vessels, installation and regulation of - HB 851
Cell
 tower siting - HB 270: SFA(3)
 tower siting, add most provisions of HB 598 - HB 270: SFA(5)
 tower siting, application fees - HB 598: HFA(7)
Cellular
 telephone tower, siting requirements - HB 598: HFA(8)
 towers, siting application fees - HB 598: HFA(6)
 towers, siting by planning commissions - HB 598: HCS
Cemetery care - HB 521
Chapter 75 volunteer fire districts, merger incentive - SB 66
Cities with populations equal to or less than 2000, participation in KLEFP fund - SB 141: HFA(1)
City
 and county police, awarding of compensatory time in lieu of overtime pay - HB 609
 Utility Commission members, increase allowable compensation for - HB 215: HFA(1),(2)
Civil rights, preemption of field by state - HB 392
Clerks' office, closure on election days - HB 611
Coal
 severance tax, receipt of - HB 406
 Workers Pneumoconiosis Fund, transferring funds from - HB 507: HFA(1)
Code of ethics board - HB 357
Community charitable foundations - HB 503
Compensation of mayors in cities of the second to fifth class - HB 215; HB 215: HFA (3)
Compensatory time, allow for city employees in lieu of overtime pay - HB 596: HFA(1)
Consolidated
 local government - HB 659
 local governments, boards and commissions, appointment to - HB 619
 local governments, HCS appointment process, waterworks - HB 659: HCS
Consolidation of counties - HB 313; SB 33: HCS
Construction of cemetery protection structures on private property, requirements for - HB 521: SFA(2)
Continued employment of sheriffs' deputies, exceptions for - HB 533: HFA(1)
Coordination
 of local government finance - HB 314: HCS

Local Government Continued
 of planning commissions comprehensive plans with region and state - HB 465
Core Public Health Act, state and local health departments, function and duties of - HB 108; HB 108: HCS
Counties,
 acceptance of debit and credit cards, option to apply transaction fee - SB 126
 vehicle inspections, jurisdiction of inspector - SB 285
County
 bond issues, appeal process reform of - HB 48: HCS
 cemetery boards, creation of, restoration and maintenance of nonprofit cemeteries - HB 521: SCS
 clerk, recording of veterans' discharge papers - SB 223: SFA(2)
 clerks, restriction of office duties on election day - HB 611: SCA(1)
 coroners, salary schedule for - HB 661
 Law libraries - HB 779
 projects funded from coal severance tax money - HB 507: SCA(2),(3)
 sewers, PSC regulation, exclusion - HB 75
Court fees to sheriffs for providing court security, separate fund for - HB 217
Crestwood, in Oldham County, reclassification from 6th to 5th - HB 334
Criminal indigent defendants, defense of, responsibility for - HB 487; HB 487: HCS (2)
Dedication of property for county roads - HB 702
Department
 for Juvenile Justice, programs and facilities, public notice required - HB 638
 for Local Government create county cemetery fund and write regulations - HB 58
 for Local Government, establishment of a county cemetery fund - HB 521: SCS
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Deputy
 sheriffs in urban-county governments, collective bargaining authorized - HB 377
 sheriffs, continued employment of - HB 533
Disclosure statements, filing of - HB 357: SCA(1)
Divided referendum process for social security participation - HB 574
Electronic gaming facility, local government service fee - HB 768: HFA(36)
Emergency
 management directors, appointment and qualifications of - HB 742: HCS
 management directors, qualifications of - HB 742
 service personnel, benefits - SB 101: HFA(1)
 services board, taxing authority - HB 471
EMS personnel, call to work response time requirement for - SB 125: HCS
Fee office administration, continue to operate as if over 70,000 when population drops below - SB 112
Fire
 protection district board members, election of - HB 477: HCS
 protection district board members, salary increase - HB 477
 protection dues or fees added to tax bill when levied, lien for nonpayment - HB 483
Firefighters' disability payments - HB 588
Firefighters, disability payments - HB 519: SFA(1),(3)
Full-time mayor, delete description as "executive and administrative office" - HB 215: HCA(1)
Health department, abortion, prohibition against dispensing medication or device causing - HB 67: HFA(3),(4)
Historic cemeteries, preservations grants available - HB 572
Incentive payments for training, jailers participation in - HB 478: HCS
Industrial taxing districts, economic development projects in - SB 193: HFA(1),(3)
Insurance premium surcharge, audit and enforcement - SB 187
Interlocal agreements - HB 345
Jailers with life safety facilities or closed facilities, allow training and incentive for - HB 478
Joint sewer agencies, uniform rates, exemption - HB 739
Kentucky River Authority water use fees, limit - HB 714
KRS Hazardous, purchase of urban-county hazardous service - HB 717
Law
 enforcement employee, residence requirement - SB 141
 enforcement employment contracts, length of - SB 100: HFA(3)
Local
 contractor license, registration to supersede local laws, January 1, 2003 - HB 866
 Government Economic Development Fund, allocate funds for Harlan County - HB 507: HFA(14)
 Government Economic Development Fund, allocate monies for Hopkins County - HB 507: HFA(20)
 Government Economic Development Fund, allocate monies for Letcher County - HB 507: HFA(19)

Local Government Continued

- Government Economic Development Fund, allocate monies to Perry County - HB 507: HFA(15)
- Government Economic Development Fund, allocation for Harlan County - HB 507: HFA(11)
- Industrial Development Authorities, disposal and exchange of property - HB 549: HCS
- industrial development authority, membership increase - SB 134
- industrial development authority, membership increase, permission for - SB 134: SFA(1)
- siting of cell towers - HB 598: HFA(1)

Loss of life benefit from volunteer firefighters - HB 519
Manufactured
- homes, zoning regulation standards for - SB 197: HFA(6)
- housing communities, restrictions on - HB 417: HFA(1)

Military personnel, local government credentialing requirements, waiver of - HB 795
Model
- procurement code, small purchase limit - HB 736
- procurement code, small purchase limit for special districts - HB 736: HFA(1)

Monthly estimates and warrants for payment, repeal of - HB 650
Motor fuel rebates for taxi cab companies in consolidated and urban-county governments - SB 242: HFA(1)
Municipal
- sewer districts, right of any city and county to form - HB 75: SFA(1)
- utilities, Interconnection agreements with - SB 176

Occupation
- license tax, administration of - HB 838: HFA(2)
- tax, definition of compensation - HB 838: HFA(1)

Occupational
- license fees and taxes, exemptions - HB 285
- license fees, crediting of - HB 859
- license tax, uniform administration of - HB 838; HB 838: HCS

Open dumps, counties not required to clean up if city has universal collection - HB 28
Ordinances, summaries of - HB 548
Overtime
- pay, authorize compensatory time in lieu of - HB 596: HCS
- pay, authorize compensatory time in lieu of for county employees - HB 596

Peace officers, allow for reimbursement costs incurred in initial hiring and training - SB 100: HFA(1)
Placement of manufactured homes in residential zones - SB 197: HFA(5)
Planning
- and zoning, subdivision of land to relative - HB 783
- commissions, siting of cellular antennas - HB 598: HFA(2)

Police
- and firefighters in cities of 2nd and 3rd class, allow death benefit of up to $10,000 for - HB 680
- merit boards in consolidated local governments - HB 659: SFA(1)
- merit system in consolidated local governments - HB 852
- motor vehicle pursuit, regulation of - HB 539

Property valuation administrators, training for - HB 120
Propose amendment of Section 226, electronic gaming, local taxing authority - HB 768: HFA(50),(53),(56)
Provide for initiative, referendum, and recall constitutional amendment - HB 518
Qualified manufactured homes, placement of - SB 143: HFA(1)
Real estate transfer tax, allow county without occupational tax to levy - HB 825: HFA (2)
Regulation of taxicabs - SB 184: HCS; HB 839: HCS
Residency requirements, law enforcement personnel - SB 141: HCS
Retired police and firefighters, supplemental health insurance for - SB 221
Road clean programs, implementation of, and penalties for noncompliance - HB 174: HFA(1)
Room
- tax, imposition of by counties of with a first class city - HB 679: SFA(2)
- tax, imposition of by counties with a first class city - HB 679: SFA(1),(4)

Sheriffs advancements to cover expenses, personal liability for - HB 218: HFA(1)
Sheriffs,
- increase fees - HB 175
- monthly expense advancements, increase - HB 218
- specify that fees chargeable to State Police remain the same - HB 175: HFA(1)

Siting of cell towers, area planning commissions - HB 598: HFA(3)
Skating and biking on local government property, remove liability for - HB 209
Small group health insurance policies, repeal of municipal insurance premium tax - HB 660
Smart growth, land use considerations for state projects - HB 600

Local Government Continued

Social Security participation, divided referendum process for - SB 183
Special
 district budgets and descriptive information, change filing time for - HB 344: HCS
 district budgets and descriptive information, filing time for - HB 344
State
 capital projects, siting of - HB 600: HCS
 local debt officer, amendment of hearing and appeal procedure - HB 48
Structures and programs, naming of, restrictions - HB 38
Sunday sales of distilled spirits, local decisionmaking required - HB 511
Task
 force for fire safety and EMS providers, members and reports of - HCR 192: HCA(1), HFA (1)
 force to study funding needs for fire safety & emergency medical service providers, establish - HCR 192
Tax
 base agreements - HB 314: SCS
 base coordination agreements - HB 314
Thermal
 vision devices for fire departments, grant program for - HB 293: HCS
 vision grant program, clarification of appropriation - HB 293: SCS
 vision grant program, creation of - HB 293
Ticket surcharge in 1st class cities and consolidated local governments - HB 127
Training
 costs for deputies and peace officers, reimbursement for - SB 100: HFA(2)
 incentive payments, include coroners - HB 661: HCS
Transient
 room tax - HB 679
 room tax for African American Heritage Museum - HB 679: SFA(3)
 room tax in a county containing a city of the first class - HB 679: HCS
Uniform commercial code, government debt issuance exempted from - HB 649
Urban renewal and redevelopment - HB 615
Urban-counties, work release agency employees, civil service requirement - HB 520
Use of force by police officers, policies and procedures relating to - HB 663
Variance in planning and zoning, redefinition - HB 124
Vehicle
 emission testing programs, cars 4 years and newer, exemption - HB 46
 emissions testing program - HB 618: HCS
 emissions testing program, in counties with consolidated local governments - HB 618: HFA(2)
 emissions testing programs, termination of - HB 618: HFA(1)
Volunteer
 fire departments, merger - SB 66: SCS, SFA (2)
 fire departments, merger of - SB 66: HCS; HB 272: HCS
War commission members, term of office - HB 672
Water faucets in restrooms, standards for installation - HB 803
Zoning regulations, placement of qualified manufactured homes - SB 197

Local Governments, Consolidated

Ambulances, requirements for - SB 196
Boards and commissions, appointments to - HB 619
City and county police, awarding of compensatory time in lieu of overtime pay - HB 609
Clerks' office, closure on election days - HB 611
Consolidated local governments, HCS appointment process, waterworks - HB 659: HCS
Divided referendum process for social security participation - HB 574
Electronic gaming facility, local government service fee - HB 768: HFA(36)
Health insurance coverage, state-sponsored program - HB 846
House legislative districts, 15% unemployment, economic development incentives - HB 166: HFA(2)
Motor fuel rebates for taxicabs companies - SB 242: HFA(1)
Omnibus revision and conforming language - HB 659
Overtime
 pay, authorize compensatory time in lieu of - HB 596: HCS
 pay, authorize compensatory time in lieu of for county employees - HB 596
Pilot program for blind voters - SB 128: SCS
Police
 merit boards in consolidated local governments - HB 659: SFA(1)

Local Governments, Consolidated Continued

- merit system - HB 852
- Regulation of taxicabs - SB 184: HCS; HB 839: HCS
- Small group health insurance policies, repeal of municipal insurance premium tax - HB 660
- Social Security participation, divided referendum process for - SB 183
- Ticket surcharge for sports events - HB 127
- Vehicle emissions testing program, elimination - HB 618: HFA(2)

Local Mandate

- Abandoned infants, placement and custody, parental rights - SB 55, 57; HB 76
- Absentee voting - HB 23
- Airport acoustic nuisance area, compensation for persons residing in - HB 460
- Alcohol or public intoxication, testing - HB 429
- Assumed business name certificates, notification of impending expiration - HB 201
- Autopsy
  - records, release of, criminalize - HB 582
  - reports, use limitation - HB 77
- Body piercing, written notarized parental consent for - HB 29
- Child
  - booster seats, require for children under 4 ft, 9 inches - HB 18
  - booster seats, use requirement for children under 4 ft. 9 in and 80 pounds - HB 195
  - custody, standards and procedures relating to - HB 692
  - sexual abuse - HB 167
- Civil rights, preemption of field by state - HB 392
- Cloning, prohibition as to humans - HB 138
- Coal
  - severance tax, distribution of - HB 406
  - Workers' Pneumoconiosis (black lung) provisions, changes in - HB 348
- Code of ethics board - HB 357
- Commercial driver's license, hazardous materials endorsement - HB 257
- Communications excise tax, imposition of - HB 713
- Comprehensive reform - HB 710, 711
- Concurrent jurisdiction, federal prisons - HB 143
- Consolidated
  - local government - HB 659
  - local governments, boards and commissions, appointment to - HB 619
- Consolidation of counties - HB 313
- Counties,
  - universal collection system, requirement for - HB 28
  - vehicle inspections, jurisdiction of inspector - SB 285
- County
  - coroners, salary schedule for - HB 661
  - election expenses, reimbursement of - HB 559
  - sewers, PSC regulation, exclusion - HB 75
- Credit card receipts, deletion of information - HB 65
- Criminal
  - cases, District and Circuit Courts - HB 452
  - justice telecommunicators - HB 155
  - offenders, sanctions other than imprisonment - SB 220
  - records, expungement - HB 580
- Date rape drug prevention act - SB 25
- Death certificate, notarization of - HB 701
- Detectives, county attorney to hire, authorization for - HB 52
- Divided referendum process for social security participation - HB 574
- DNA testing, expansion of - HB 53
- DNA, expansion of criminal database - HB 4
- DUI - HB 100
- DUI, refusal to submit to alcohol test, videotape - HB 304
- Elected public officer, intimidating, retaliating against - HB 844
- Electrical workers, license requirements, exemption - HB 169
- EMS personnel, residency requirement - SB 125
- Fee funds, use of for solid waste collection and reduction and litter abatement - HB 174
- Fetal homicide - SB 115

Local Mandate Continued

Filing of statement of consideration for real estate - HB 270
Fire protection dues or fees added to tax bill when levied, lien for nonpayment - HB 483
Fiscal courts assist cemetery boards appointed to maintain nonprofit cemeteries - HB 58
Government contracts, required disclosure of - HB 311
Health
 insurance coverage, state-sponsored program - HB 846
 insurance, state contribution amount - HB 409
Historic
 cemeteries, preservation grants funding, income tax refund check-off - HB 572
 vehicles, exemption from inspection, salvage title, and rebuilt title procedures - HB 506
Incest - SB 119
Instruction permit, increase time of possession - HB 85
Jury service, excuse and compensation - HB 541
Justice Cabinet, motor vehicle pursuit, regulation of - HB 539
Juvenile detention and education programs - HB 145
Juveniles, detention of - HB 144
Kentucky Board of EMS, omnibus revision - HB 469
Local
 contractor license, registration to supersede local laws, January 1, 2003 - HB 866
 Government Water and Sewage Fund, appropriation to - HB 646
Low beam headlights, use required when windshield wipers are on - HB 666
Mandatory seat belt law, primary enforcement - HB 68
Medicaid, pharmacy and therapeutics committee, creation of - HB 103
Methamphetamine offenses committed in the presence of a minor, increase penalty - HB 644
Military
 heritage sites and objects, preservation of - HB 62
 license plate, combination with personalized plate - SB 107
Motor
 vehicle tax, credit against - HB 710, 711, 713
 vehicle usage tax, exempt vehicles over 55,000 pounds - HB 206
Natural Resources and Environmental Protection Cabinet, Executive Order 2001-1215 - HB 250
Observing or photographing person in custody, permitted when - HB 133
Occupational license fees and taxes, exemptions - HB 285
Officer certification and training - HB 157
Omnibus revisions related to the new economy initiatives, local taxation - HB 525
Ordinances, summaries of - HB 548
Paid firefighters, collective bargaining rights - HB 537
Planning and zoning, subdivision of land to relative - HB 783
Precinct election officers, 17 year olds to serve as - HB 251
Property
 tax exemption, buses used for charter or tour services - HB 159
 tax, exemption of motor vehicles - HB 404
PTA license plate, creation - HB 254
Real property, exclusion of new property for compensating state rate - HB 243
Refund of filing fee, requirement for - HB 535
Reproductive health facilities, enforcement of access to - HB 665
Retail trade protection, crimes pertaining to - HB 414
Retirees, participation in state-sponsored health insurance - HB 594
Retirement,
 Kentucky Retirement Systems, hazardous duty, solid waste positions in urban-counties - HB 352
 urban-county governments - HB 534
Runoff primary, elimination of - HB 22
School employees, assault upon - SB 80
Security exemptions, open meetings, records - SB 136
Sex offender, residence notification - HB 14
Sexual
 offender control program - HB 300
 offense against a minor, penalty increase - HB 861
 orientation and gender identity, discrimination based on, prohibition - HB 125
Sheriffs, increase fees - HB 175
Transition from lever voting machines - HB 34
TVA police - HB 256

Local Mandate Continued

Uniform commercial code, government debt issuance exempted from - HB 649
Unrestricted absentee voting, provide for - HB 459
Unsolicited e-mails and faxes, regulation of - HB 466
Urban-county, retiree health insurance - HB 718
Use of mobile telephones, prohibition - HB 128
Vehicle emission testing programs, cars 4 years and newer, exemption - HB 46

Lottery

Allocation and distribution of gaming proceeds altered to provide greater state return - HB 768: HFA(47)
Appropriation for Shelby County Courthouse Project - HB 768: HFA(58)
Civil liability, Lottery Corporation - HB 768: HFA(44)
Commission, warning sign on gaming devices - HB 768: HFA(40)
Electronic
  gaming at racetracks, Lottery Corporation responsibility for - HB 768: HFA(41)
  gaming at racetracks, Lottery Corporation, responsibility for - HB 768: HFA(9),(28)
  gaming at tracks, part of state lottery, omnibus - HB 768: HFA(21)
Firefighter benefits - HB 588: HCS
Firefighters' disability, new game benefiting - HB 588
Gross revenues, compulsive gamblers assistance fund, partial funding for - HB 203
Location of lottery vending machines - HB 232: HCS
Lottery
  game created, proceeds used for veteran's programs - HB 114
  vending machines in cashier's line of sight, required - HB 232
Prize money, unclaimed to affordable housing trust fund - HB 140
Unclaimed prize money, affordable housing trust fund - HB 140
Vending machine location requirement, blind person exemption from - HB 232: SCS

Malt Beverages

Alcoholic beverages, limitation on sale of, state owned facilities - SB 123: HFA(5); HB 511: HFA (1),(2)
Distribution, Kentucky retailer package license - HB 605: HFA(1)
Employees of alcoholic beverage licensees, age restrictions on - HB 512
Establishments where alcoholic beverages are sold, ban on minors' presence, exceptions to - HB 513
KY-ASAP, membership on - SB 2: SCS
Licensure, private clubs and lodges - HB 134
Malt beverages and distilled spirits retailer, after hour grace period for consumption - HB 511: HCS
Nonprofit
  malt beverage licensee, temporary liquor license, issuance of - SB 123: HFA(1)
  organization's malt beverage license, temporary distilled spirits & wine license, basis - HB 511: SFA(1)
Sunday malt beverage sales, prohibition on - SB 123: HFA(2)

Medicaid

Acquired brain injuries, personal care homes, reimbursement for - HB 824
Adult
  day health care services, requirement for - SB 142; HB 26: SFA (4); HB 108: SFA (1); HB 211: SFA (1); HB 442: SFA (1); HB 464: SFA (1); HB 553: SFA (3); HB 763: SFA (1); HB 769: SFA (1); HB 842: SFA (1)
  day health care services, requirements - HB 673: SFA(1)
  day health care services, requirements for - HB 436: SFA(1)
Autism services, waiver, require application - HB 455; HB 455: SCS, HFA (1)
Breast and cervical cancer, Medicaid coverage for - SB 56: SFA(1)
Controlled substances, real-time electronic monitoring, pilot study of - HB 26: SCS
Copayment, requirement for - HB 283; HB 283: SFA (1)
Drug manufacturers, negotiations with - HB 664
Electronic
  Medicaid management system, enhancement of - HB 375
  Medicaid management system, feasibility of - HB 161: HFA(3)
Health
  care centers, reimbursement at - HB 700
  care provider, medical records maintained by - SB 91: SCS
  maintenance organizations, risk-based capital requirements - HB 698
ICF/MR, CON, licensure for respite beds exempted from - SB 185: HCS
Medicaid

Medicaid Continued

  Services, reorganization, Executive Order 2001-1217 - HB 421
  waiver, notice of intent, Cabinet for Health Services to file - SB 216: SCS
Medicaid,
  copayment, exclusions from - HB 283: SCS
  deaf-blind waiver, application for - HB 362
  pharmacy and therapeutics committee, creation of - HB 103: SFA (1)
  study on dispensing fees, report required - HB 170
Nursing home beds, certificate of need, exemptions from - HB 828
Outpatient
  drug program, pharmacies, study of costs experienced by - HB 170: SCS
  pharmacy program, prior authorization process for - HB 103: HFA(1)
Pervasive developmental disorders, waiver, require application for services - HB 455: HCS(1)
Pharmacy
  and therapeutics committee, appointment of members to - HB 103: SFA(2)
  and therapeutics committee, membership of - HB 103: SFA(4)
  and therapeutics committee, Senate confirmation of - HB 103: SFA(3)
  program, copayment limits for - HB 283: HFA(1)
Prescription
  drug coverage for low income residents, waiver for - HB 819: HFA(2)
  drug coverage for seniors, Kentucky Hospital Association, study to include input from - SCR 185: SCS
  drug coverage for seniors, study of - SCR 185
  drugs, ninety-day supply, permit reimbursement of - HB 16: HCS
Security of protected health information, task force to study - HCR 207
Senior
  prescription drug coverage, manufacturer rebates, use of - HB 819: HCS
  prescription drug coverage, reporting and eligibility requirements - HB 819: HCS
  prescription drug coverage, waiver for - HB 819
Study on prescription dispensing fees, report required - HB 170: SFA (1),(2)
Supports for Community Living program; funding requirements - HB 455: SCS
Task force to study prescription drug coverage for seniors - HB 819
Waiver, application, Cabinet for Health Services to provide copy of - SB 216

Memorials

"Alvin C. Poweleit, M.D. Bridge," naming - HJR 6
"Earl Johnson Memorial Bridge," Pike county - SJR 109
"Freedom Is Not Free Veterans Memorial Highway", Lawrence county, designation - HJR 39
"Silver Star Highway," designation - HJR 140
"Veterans Memorial Highway", US 421 in Clay County - HJR 77
Absalom Redmon Shacklett Memorial Bridge, designate - HJR 181
Amber Henton Hardin Memorial Bridge, designate - HJR 168
Babbage, Robert A. Sr. - HR 274
Baker, Squire, memorializing - HR 263
Beams, Carrie Ann and Joseph Aaron, memorializing - HR 253
Benson, Sara Beth, honoring of - HR 275
Berry, Richard Winter "Rick," memorializing - HR 33
Bill Monroe Memorial Highway, extend - SJR 113
Blaydes, Rachel Keltner, memorializing - HR 67
Blye, Alice Harris - HR 15
Boggs, Eli Cornett, memorializing - HR 27
Bowling, the Reverend Monsignor George K., memorializing - HR 288
Campbell,
  D.H. "Drex", adjourn House in memory of - HR 204
  Mildred C., memorializing - HR 99
Cannon, William Andrew, memorializing - HR 236
Catron, Sheriff Sam - HR 305
Cemetery boards' maintenance of nonprofit cemeteries includes headstone and memorials - HB 58
Clarke, Emma Lee "Peggy" Rose, memorializing - HR 279
Coal Miners Memorial Highway, designate - HJR 169
Cobb, Hazel Warner, memorializing - HR 291
Cole, Tommy W., memorializing - HR 302
Collins, Johnnie, memorializing - HR 141
Cooper, Diane Dutton, memorializing - HR 216

Memorials Continued

Crabtree, Helen K., memorializing - HR 45
Cullen, Gwen, memorializing - HR 183
Curnutte, Anthony T. "Tony", memorializing - HR 103
Dake, Richard James, memorializing - HR 224
Davis,
  Norman Lee, memorializing - HR 163
  William E. "Bunny," memorializing - HR 21
Denham, Harry C., memorializing - HR 34
Dillon, William C., Sr., memorializing - HR 232
Doran, Adron, memorializing - HR 173
Dr.
  R. R. Evans Memorial Bridge, designate - HJR 170
  R. R. Evans Memorial bridge, designating - SJR 109: HFA(1)
Dunn, James R., memorializing - HR 40
Ebata, Kevin Matsuto, memorializing - HR 271
England, Joyce R., memorializing - HR 254
Ferris, Roy James, memorializing - HR 137
Freedom tree, plaque honoring POW/MIA's - HB 583: HCS
Gates F. Young Memorial Highway, designate - HJR 167
Geoghegan, John G., memorializing - HR 249
Graham, Goldie Elizabeth, memorializing - HR 219
Hall, Roy Lee, memorializing - HR 245
Harper,
  Eunice Mitchell, memorializing - HR 108
  John, memorializing - HR 8
Hays, Dr. Joe M., memorializing - HR 50
Henson, Olious Mae, memorializing - HR 240
Hicks, Mary Ann, memorializing - HR 120
Historic cemeteries, private property access, owner's authority required - HB 572: HFA(2)
Hoge, Peyton III, name a bridge in Jefferson Co. on KY 1747 in memory of - HJR 9
Hoover, Sheryl Nall, memorializing - HR 276
Isler, John J., memorializing - HR 84
Kier, Larry Gene, memorializing - HR 289
Layton, William R. "Bill", memorializing - HR 116
Ledford, Cawood, memorializing - HR 152
Martin, W. Richard "Dick", memorializing - HR 82
Mason, Paul, name KY 15 in Letcher Co. in his honor - HJR 37
Maynard, Lawrence Ray, memorializing - HR 41
McNeill, John W. "Jack", memorializing - HR 68
Meadows, John Edward, memorializing - HR 78
Miller, Sergeant Beverly "Verly" - SJR 39
Minardi, William G., memorializing - HR 277
Monarch, John E. III, memorializing - HR 237
Mosley, Clyde, memorializing - HR 278
Myers, Dr. Thomas D., memorializing - HR 201
Neptun, Midshipman Kenneth Edward, memorializing - HR 307
Nicholson,
  Margaret "Peggy" Browne, memorializing - HR 89
  Margaret Browne "Peggy", memorializing - HR 83
Niswonger, Dale, memorializing - HR 233
Oberst, Paul, memorializing - HR 223
Palmer,
  Jean Marsh, memorializing - HR 101
  Wilson, memorializing - HR 190
Parker, Anne Orem, memorializing - HR 260
Poweleit,
  Dr. Alvin - SJR 3; SJR 3: SCS
  Dr. Alvin C. - HJR 79
Price-Cordery, Barbara - HR 247
Reinhardt, Margaret J. Field, memorializing - HR 300
Richard "Hoppy" Hopkins Memorial Highway, designate - HJR 180
Roads named in honor of slain troopers, agreement between Transportation Cabinet and State Police - SB 18: SCS

Memorials Continued

- Robert F. Stephens, memorializing - HR 304
- Satterly,
  - William Blake - HR 126
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- Seagle Todd, memorializing - HR 284
- Seaver, Daniel C., memorializing - HR 281
- Second amendment, support of - HCR 43
- Secrest, Wayne "Zeke", memorializing - HR 112
- Smith, Mary Nell Stephenson, memorializing - HR 51
- Snodgrass, Chase Coleman, memorializing - HR 266
- South, Walter "Mike" memorializing - HR 203
- Staggs, Sterling G., memorializing - HR 114
- Stewart, Joyce Andree Lefevers, memorializing - HR 172
- Strode, Thomas Byme, memorializing - HR 272
- Stuart, Eugene P., memorializing - HR 88
- Sturgill, Elmo, memorializing - HR 246
- Sumner, Andrea, memorializing - HR 100
- Taylor, Ann Lee, memorializing - HR 98
- Van Horn, David, memorializing - HR 48
- War commission members, term of office - HB 672
- Warren, Mary Frances Callahan, memorializing - HR 80
- Wheeler, Arlie, memorializing - HR 106
- Young, Lucy Hilton Maddox, memorializing - HR 60
- Zarrett, Marian Power McClure, memorializing - HR 273

Men

- Assault, repeat offenders - SB 119
- Breach of promise to marry, tort of - HB 601
- Child custody, standards and procedures relating to - HB 692
- Civil rights, preemption of field by state - HB 392
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- Health insurance, contraceptive devices and services, coverage for - HB 778
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- Sexual
  - abuse, penalty increase for specified conduct - HB 30
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  - orientation and gender identity, discrimination based on, prohibition - HB 125

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- 14-day commitment, consent by attorney-in-fact under durable power - HB 198: SCS
- Acquired brain injuries, personal care homes, Medicaid waivers for - HB 824
- Adult foster care, establish a legislative task force - HJR 205; HB 198: SCS; HJR 205: HCS
- Autism, services for children - HB 455; HB 455: SCS, HFA (1)
- Children's psychiatric treatment facilities, location and beds - HB 744; HB 744: HCS
- Commission,
  - services and supports, membership duties - SB 2; HB 177
  - services and supports, membership, duties - SB 2: HCS, HFA (2),(4),(5),(7),(9),(10); HB 177: HCS (1)
- Community services, funding requirements for - HB 295
- Hospitalization, psychiatric care, consent by attorney or guardian - HB 774
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  - respite beds, exempt from certificate of need process - SB 185; SB 185: SCS
  - respite beds, licensure requirements - SB 185: HCS
- Kentucky Early Intervention System, transfer of, Executive Order 2001-1322 - HB 196
- Mentally retarded, prohibit execution of - HB 407
- Pervasive developmental disorders, services for children - HB 455: HCS(1)

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 of Military Affairs, Department of Emergency Management, duties relating to terrorism - HB 258
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 Vietnam Veterans Memorial, POW/MIA flag to be flown at - SJR 1
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Service records from county clerk's office, permit withdrawal of - SB 223; SB 223: SCA (1)
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 Safety Review Commission, confirmation of appointment, Tackett, Charles M. - HCR 71
 Safety Review Commission, confirmation of appointment, Whitledge, William R. - HCR 72
 Safety Review Commission, confirmation of Collier, Bayard appointment - HCR 70
 Safety Review Commission, reorganization - HB 631
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 skills test, allow third party examiner to charge not more than $100 to conduct - HB 189: SFA(2)
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Denial of CDL, require Transportation Cabinet to establish conditions by regulation - HB 189: HFA(1)
Driver training schools, clarify instruction permit is issued prior to background check - HB 189: HFA(2)
Hauling building materials, limit access based upon road width and bridge limits - HB 12: HFA(1)
Interstate highways, require signs notifying drivers of prohibition on driving in left lane - HB 419
Leaving the scene of an accident, license revocation - HB 639: HCS
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Operator's license, refugees and asylum, requirements for - HB 188: HFA(2)
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Semitrailers, establish a speed limit of 55 m.p.h. on interstates and other four-lane highways - HB 500
Special fuel surtax for motor vehicles over 26,000 pounds - HB 206
Stopping distances at railroad crossings, procedures for limited visibility - HB 498: HCS
Taxicab regulation, delete reference to regulation of taxes - SB 242: SFA(1)
Taxicabs, regulatory authority, conditions for grant to certain local governments - SB 242; HB 839
Unlicensed household movers, prohibit advertising via the telephone - HB 570
Vehicles transporting to Fish & Wildlife event or camp, exempt from regulation as a motor carrier - HB 755
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Air pollution control district, require clean air plan development - SB 102: SFA(1),(2)
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  booster seats, use requirement for children under 4 ft. 9 in and 80 pounds - HB 195
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Dept. of Military Affairs funds from license plate, require Transportation Cabinet to forward - SB 107: HCS
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  licenses, procedures to issue, omnibus revision - HB 188: HCS(2)
  licenses, study process for issuance - HB 867: HFA(1)
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Equipment, prohibition against red or blue lights visible from front of vehicle - HB 504
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Graduated driver's license provisions, omnibus revision - HB 89
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Inspections, jurisdiction of inspector - SB 285
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 vehicles, brand title on assignments made by an insurance company - HB 685: HFA(2),(3),(4)
 vehicles, treat titles the same as a speed title - SB 238: HFA(4)
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  fire and explosion in investigators, scope of practice, exemptions - HB 668: HFA(1)
  fire and explosion investigators, licensing - HB 668: HFA(3)
  fire and explosion investigators, licensing of - HB 668: HCS
  fire and explosion investigators, qualifications, examination, fees, Board of Licensure - HB 668
  fire and explosion investigators, scope of practice, exemptions - HB 668: HFA(2)
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  investigators, court order, domestic violence, stalking - SB 139: SFA(1)
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  investigators, licensing of - SB 139: SFA(2)
  investigators, licensure by experience, examination requirement imposed - SB 139: HFA(7)
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  investigators, qualifications, examination, fees, licensure board - SB 139; SB 139: SCS
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  estate appraisers, federal and nonfederal transactions, license or certificate required - SB 236
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Biodiesel use, study of requiring - HCR 113
Biodiesel, definition, require all diesel to contain a percentage - HB 40
Exempt railroads - HB 40: HFA(1)
Extension of oil and gas permit term, prohibit under certain circumstances - HB 705: HFA(2)
MTBE ban, move date back to 2006, remove ethanol mandate - HB 708: HCS
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  and gas owners and lessees, pooling orders, omnibus revision - HB 745
  and natural gas, pooling order, notification of - HB 745: HCA(1)
Permits to develop wells, one year extension allowed - SB 194; HB 705
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Oil and Natural Gas

Prohibit certain extensions of oil and gas permit terms unless agreed to by surface owner - HB 705: HFA(3)
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Unmined minerals, method of assessment for tax - HB 243; HB 243: SFA (1)

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Health
 Care Malpractice Insurance Task Force, responsibilities of - HCR 136: HFA(2)
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Psychotropic drugs, prohibit school personnel from recommending - HB 181
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Tattoos and body piercing, petition for self-consent by a minor - HB 29: HFA(1)
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Aquaculture, paddlefish study, study economic benefits and biological impacts - HJR 210: HCS
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 cemeteries, disinterment and reinterment of remains, records to locate remains - HB 572: HFA(1)
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Kentucky-grown agricultural products, promote state purchase of - SB 13: SCS
Military heritage sites and objects, preservation of - HB 62
Monroe, Bill, birthplace of, state park construction, feasibility study - SCR 157
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 Mountain Trail State Park, boundaries, land use and requirements - HB 556: HCS
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Skating and biking on local government property, remove liability for - HB 209
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Adult abuse victims, request guardianship for - HB 667
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Animal torture, definition of, penalties for - HB 799
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  substances, reporting requirements for - HB 26: SCS, SFA (3)
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Domestic violence, airport police officers may arrest without warrant - HB 228
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  release for violation of drug laws, authorization for - HB 371: SCS
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Kentucky
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  officers, allow for reimbursement costs incurred in initial hiring and training - SB 100: HFA(1)
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  gouging following a terrorist act, prohibition of - HB 129: HFA(1)
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Sheriffs and qualified deputy sheriffs, authorization to carry concealed weapons - HB 97
Sheriffs, and employment contracts for deputy sheriffs - SB 100
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University
  safety officers, join Kentucky Retirement Systems - SB 280: HCS
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Add KACO and KLC representatives to health insurance advisory committee - HB 846: SFA(2)
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  Employees Retirement System, petitions for membership - HB 801: HCS
  employees, retirement health insurance coverage, provisions regarding - HB 846: SFA(4),(6)
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Delete requirement of participation/contribution in state retirement and health insurance - HB 846: SFA(1)
Department of Public Advocacy, compensatory leave of attorneys - HB 487: HFA(1)
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Employees of the General Assembly, per diem - HB 194: SCA(1)
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  pay, authorize compensatory time in lieu of - HB 596: HCS
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Requirement of participation health insurance and retirement programs deleted - HB 846: SFA(5)
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  substances, real-time electronic monitoring, pilot study of - HB 26: SCS
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Physicians and Practitioners

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Charitable health care providers, adjourning the House of Representatives in honor of - HR 76
Chiropractors, high school sports physicals performed by - HB 442: SCS
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Dispensing controlled substances - HB 371: SFA(1)
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direct-to-consumer, urging federal restrictions relating to all prescribers - HCR 7: HCS
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 practice residency program, common registry, contingency for development of - HB 161: HCS
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Informed consent, abortion, electronic technology use in obtaining - SB 151: SFA(1)
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 drugs, ninety-day supply, permit reimbursement of - HB 16: HCS
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Senior
 prescription drug coverage, Medicaid, eligibility and benefit limitations for - HB 819: HCS
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Sexual assault examination, out-of-state provider, payment to - HB 308; HB 308: HCS
Sports
 physicals, medical professionals who may perform - SB 142: HCS
 physicals, physician assistants & advanced registered nurse practitioners, performed by - HB 442
State
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Temporary license suspension of dentist, emergency order for - SB 11: HCS
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 of intractable pain course, required to - HB 565
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 tower siting, add most provisions of HB 598 - HB 270: SFA(5)
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 towers, siting by planning commissions - HB 598: HCS
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Department for Juvenile Justice, programs and facilities, public notice required - HB 638
Electric generating facilities, creation of board to regulate the siting of - HB 540: HCS
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Manufactured
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Regulate siting of electric generating facilities, creation of board to - HB 540: HFA(1),(2)
Siting
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Smart growth, land use considerations for state projects - HB 600
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Boilers and pressure vessels, installation and regulation of - HB 851
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Police, City and County

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Cities with populations equal to or less than 2000, participation in KLEFP fund - SB 141: HFA(1)
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Controlled
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 substances, data sharing of - HB 26: SFA(7)
Criminal justice telecommunicators - HB 155
Gaming facility security officers - HB 768: HFA(42)
Graves, desecration of - SB 88
KRS Hazardous, purchase of urban-county hazardous service - HB 717
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 enforcement employee, residence requirement - SB 141
 enforcement employment contracts, length of - SB 100: HFA(3)
 enforcement residence requirement - SB 141: SCS
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Police
 and firefighters in cities of 2nd and 3rd class, allow death benefit of up to $10,000 for - HB 680
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Retirement,
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Urban-county governments, retirement annuities - HB 696
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Use of force by police officers, policies and procedures relating to - HB 663
Voluntary law enforcement career development training - HB 154

Police, State

Applicants for driver's license or i.d. card, requirement to be U.S. citizen - HB 188: HCS(1)
Background checks and skills test for CDL, State Police to conduct - HB 189: HCS(1)
Body armor grant, include public university police - HB 338
CDL
 applicants, background check required - HB 189
 application, clarify information on background check - HB 189: SFA(4); HB 190: SFA (2)
Child identification, create program for - HB 106
Commercial driver's license, hazardous materials endorsement - HB 257
Concealed
 deadly weapon license, retired peace officer - HB 492
 weapon license, out-of-state licensee - HB 560: HFA(1)
Controlled
 substances, data sharing - HB 26: SFA(6)

Police, State Continued

 substances, data sharing of - HB 26: SFA(7)
Criminal justice telecommunicators - HB 155
DNA
 evidence - HB 4: HFA(2)
 Evidence - HB 4: HFA(1)
 processing, money for - HB 452: HFA(2),(3)
 testing, expansion of - HB 53
DNA, expansion of criminal database - HB 4
Graves, desecration of - SB 88
Kentucky
 Retirement Systems, air time purchases - HB 427: HCS
 Retirement Systems, allowance options to include partial lump sum - HB 309: HCA(1)
 Retirement Systems, disability due to poliomyelitis - HB 309: HFA(1)
 Retirement Systems, hazardous members' air time - HB 427
 Retirement Systems, life insurance policies - HB 566
 Retirement Systems, military service purchases - HB 309: HFA(2)
 Retirement Systems, retiree health insurance, new hires - HB 675
 Retirement Systems, retiree raises - HB 584
KLEFP fund, State Police included in - HB 415
KLEPF, inclusion in - HB 97: SFA (1)
Law
 enforcement employee, residence requirement - SB 141
 enforcement residence requirement - SB 141: SCS
Misdemeanor record, expungement of - HB 651
Nonpublic school voluntary criminal background checks - HB 595: SCS
Officer certification and training - HB 157
Reimbursement of training costs authorized - SB 100: SFA(2)
Residency requirements - SB 141: HCS
Retirement,
 employees entering the Armed Forces - SB 94
 Kentucky Retirement Systems, omnibus update - HB 309
 survivor benefits, death in the line of duty - HB 438
Sex offender, residence notification - HB 14
Sexual Assault Response Team Advisory Committee, member of - HB 308; HB 308: HCS
State
 police participation in KLEPF fund, study - HB 415: HFA(1),(2)
 roads, name in memory of state troopers killed in the line of duty - SB 18
Task force on recruitment and retention of Kentucky State Police officers, creation of - HB 415: HCS
U.S. Customs Service special agent, peace officer powers for - SB 59
Uniform offense report, what not to contain - HB 627
Use of force by police officers, policies and procedures relating to - HB 663
Voluntary law enforcement career development training - HB 154

Pollution

Air
 pollution control district, require clean air plan development - SB 102: SFA(1),(2)
 pollution, VET, biennial, title, Thomas J. Burch "I Just Can't Contain Myself" Act of 2002 - SB 193: HFA(4)
Allocation of nitrogen oxide credits, regulation of - HB 275
Certificate of site compatibility, Public Service Commission, issuance of - SB 257: HFA(3)
Cleanup
 of dumps and landfills and litter, funds for - SB 257: HFA(15)
 of open dumps, abandoned landfills, funding and program for - HB 174: SCS
Commence to construct, definition of - SB 257: SFA(6)
Confidentiality of agriculture water quality plans, exclude from - HB 367: HFA(1)
Counties to use surplus open dump cleanup funds for programs related to the environment - HB 174: HFA(3)
Counties, universal collection system and dump clean up, requirement for - HB 28
Criminal
 littering, $750 fine imposed - HB 174: HFA(11)
 littering, community service required - HB 174: HFA(11)
Cumulative
 assessment report, electric generating facility, requirement for - SB 257: SFA(2)
 environmental assessment, BACT, requirement for - SB 257: HFA(12)

Pollution Continued

DUF6, to be converted - HCR 177: SFA(2); HCR 244: SFA (1)
Environmental
  cleanup, fuel storage tanks, title, Thomas J. Burch Hot Air Act - SB 169: HFA(3)
  permits in western Jefferson County, suspension of - HJR 139
Fee funds, use of solid waste collection and reduction and litter abatement - HB 174
Government vehicles, VET test biennially - SB 169
Hazardous waste assessment, continue past June 30, 2002 - HB 244
Interstate highways, to be included in annual road cleanup - HB 174: HFA(2)
Litter
  and dump cleanup, environmental education, funds and requirements for - HB 174: FCCR
  cleanup on roads, funds for - HB 174: SCA(1)
Merchant
  electric generating facilities, regulation of siting of - SB 257
  electric generating facilities, siting of - SB 257: HFA(11)
  electric generating facility, board approval for - SB 257: HFA(13)
  electric generating facility, criteria for siting of - SB 257: HFA(8),(9)
  electric generating facility, siting approval, regulation of - SB 257: SFA(4)
  electric plant siting - HB 540: HFA(6)
MTBE ban, move date back to 2006, remove ethanol mandate - HB 708: HCS
Nitrogen oxide allowances, allocation and sale to industrial sources - HB 408
Nitrogen-oxide allowances, electric generating units, allocation and sale of - HB 408: HCS(1)
Open dumps, litter, abandoned landfills, cleanup of - HB 174: HCS
Petroleum storage tank fund, fee structure - SB 193
Plastic containers, recycling code labeling - HB 575
Public hearings, siting of merchant power plants, requirements for - SB 257: HFA(1)
Qualifying cogeneration facility, definition of merchant power plants, exclusion of - SB 257: HFA(6)
Road clean programs, implementation of, and penalties for noncompliance - HB 174: HFA(1)
Sewage collection and treatment, findings of the General Assembly on - HB 854: HCA(1)
Site
  assessment report, criteria for - SB 257: HFA(10)
  compatibility certificate, Public Service Commission, issuance of - SB 257: HFA(2)
  compatibility report, electric utility, requirement to obtain - SB 257: SFA(9)
Siting
  electric generating facilities, regulation of - SB 257: HFA(21),(22)
  for electric generating facilities, regulation of - SB 257: HFA(18)
  merchant electric generating facilities, regulation of - SB 257: SCS
  of electric generating facilities, regulation of - SB 257: HFA(16),(19),(20)
  of electric generation facilities, regulation of - SB 169: HFA(4); HB 270: SFA (7)
Solid waste coordinator, enforcement power for litter laws - HB 694
Straight pipes, privies, cesspools, sinkholes, prohibition of - HB 854
Sunset of hazardous waste fee, change to June 30, 2004 - HB 244: HFA(1)
Vehicle
  emission program, farm truck exemption - HB 317
  emission testing programs, cars 4 years and newer, exemption - HB 46
  emissions testing program - HB 618: HCS
  emissions testing programs, termination of - HB 618: HFA(1)
  emissions tests to comply with national air standards, alternatives to, development of - HB 618
  emissions tests, use of to comply with national air standards, find alternative to - SB 102
Waste
  tire amnesty program, defined - HB 422: HCA(1)
  tire fee, extended to 2006 - HB 422
  tire fee, extended to July 31, 2006 - HB 536
  tire trust fund, playground equipment, rubber surfacing of - HB 422: SFA(1)

Popular Names and Short Titles

Breast
  and cervical cancer Treatment Act of 2002 - HB 211
  and Cervical Cancer Treatment Act of 2002 - HB 41
  and Cervical Cancer, Medicaid coverage for - SB 56
Fuel storage tanks, title, Thomas J. Burch Hot Air Act - SB 169: HFA(3)
Harm Reduction Act of 2002 - HB 210
Kentucky

Popular Names and Short Titles Continued

Core Public Health Act - HB 108; HB 108: HCS
Fair Competition Act of 2002 - HB 435
Manufactured Home, Mobile Home, and Recreational Vehicle Community Act of 2002 - HB 417
Safe Nursing and Patient Care Act of 2002 - HB 732
SB 55/HCS - SB 55: HFA(1)
Structured settlements, Protection Act - HB 796
Title, Thomas J. Burch Self-Intoxication Act of 2002 - SB 123: HFA(4)
Walter "Mike" South Act of 2002 - HB 348: HFA(1)

Poverty

Assistive
 devices, Cabinet for Health Services to develop network for the distribution of used - HJR 148
 devices, used, Cabinet for Health Services to study network for the distribution of - HJR 148: HCS
Cabinet for Health Services, task force studying health services by - HCR 153
Cemetery care - HB 521
Dental services for the indigent, out-of-state practitioners, licensing requirements - SB 153
Dentist and hygienist, charitable care, medical malpractice insurance for - SB 153: HCS
DNA testing, omnibus revision - HB 4: HCS
Human service transportation delivery, definition of - HB 731: HCS
Nonprofit agencies, food distribution program for - HB 746: HCS
Prescription drug coverage for low income residents, Medicaid, waiver for - HB 819: HFA(2)

Probation and Parole

Body armor, purchase for probation and parole officers - HB 338: SFA(1)
Child sexual abuse - HB 167
Commission on Correction and Community Service, membership - HB 141
Drug, alcohol dependent inmate, treatment - HB 277
Notice to victim of parole consideration - HB 142
Parole Board, responsibilities of - SB 222
 in cases of interstate detainer - SB 222: SFA(1)
Sex offender, public notice - HB 14: HFA(2)
Sexual offenders, chemical treatment program - HB 360
Terrorism, limitation on probation and parole - HB 515
Violent offenses, add to list of - SB 26: HFA(1)

Property

Adult exploitation victims, protection of - HB 667, 760
Agricultural
 and horticultural land definition - SB 179: SFA(2)
 and horticultural land definition amended - SB 179: SFA(1)
Capitol Restoration Trust Fund; creation of - HB 349
Cemeteries,
 protection of - HB 521: HFA(1)
 reasonable ingress and egress for descendants - HB 676
Concealed deadly weapon prohibited, signs - HB 734
Dedication of property for county roads - HB 702
Filing of statement of consideration for real estate - HB 270
Hatfield-McCoy Rec Area, expansion into KY, feasibility and cost, study of, Tourism Dev. Cabinet - HJR 30
Homestead exemption, increase - HB 303
Kentucky Military Heritage Commission, membership - HB 62: HCA(1)
Land conservation, tax credits for - HB 797
Licensing requirements, private property consent exemption deleted - HB 671: HCS
Lien filings - HB 493
Pawnbrokers, information required in register - HB 579
Pawning personal property - HB 514
Personal property exemption, increase to $15,000 - SB 260
Prescriptive easement - HB 387
Private landing strips, authorize under special conditions - HB 387: SFA(1),(2)
Probate of will, $15,000 personal property exemption - SB 262
Property that is subject to real estate appraisal, lien imposed on - SB 234: HCS
Real

Property Continued

  - estate appraisers, classifications, qualifications, standards - SB 232
  - estate broker liens, creation of - SB 170
  - estate, recreational use, adverse possession - HB 387: HFA(1)
  - property tax assessments, limits on - HB 373
  - property, computation of state tax rate - HB 825: HFA(4)
  - property, transfer by will or intestate succession - HB 270: HFA(1)
- Residential and nonresidential properties, real estate appraisers, license or certificate required - SB 236
- State property tax rate freeze, deletion of - HB 825: HFA(3)
- Surface
  - mining violation, access to abate - HB 809
  - mining violation, appraisal of damages to adjacent property - HB 809: SCA(1)
  - mining violation, definitions - HB 809: HFA(1)
  - Mining violation, legal occupant of adjacent property - HB 809: HCA(1)
- Theft of identity and improperly obtaining financial information - HB 79
- Trail boundary criteria, broadening of - HB 556: HFA(1),(2)
- Trusts, repeal rule against perpetuities - HB 50
- Unclaimed property, fund for administration of program - HB 775

Property Valuation Administrators

- Agricultural
  - and horticultural land definition amended - SB 179: SFA(1)
  - or horticultural land assessment - SB 179
- Agriculture land definition, retain only aquaculture land use - SB 179: SFA(3)
- Filing of statement of consideration for real estate - HB 270
- Real
  - estate appraisers, licensure, exemptions - SB 236: SCS
  - property tax assessments, limits on - HB 373
  - property, computation of state tax rate - HB 825: HFA(4)
  - property, transfer by will or intestate succession, affidavit filed - HB 270: HFA(1)
- Training - HB 120

Prosecutors

- Death penalty, abolition of - HB 630
- Detectives, county attorney to hire, authorization for - HB 52
- DNA Evidence - HB 4: HFA(1)
- Participant in legal process, intimidation, retaliation - HB 571: HFA(1),(2)
- Sexual
  - offense, amendment of charge - SB 227: HFA(3),(4),(5),(17),(18),(19)
  - offenses, contact with victims - SB 227: HFA(13),(14)
- Threatening or retaliating against - HB 571

Public Advocate

- Death penalty, abolition of - HB 630
- DNA Evidence - HB 4: HFA(1)
- Fund, shall not lapse - HB 452: HFA(2),(3)
- Reimbursement rate for pauper transcripts - HB 255

Public Assistance

- Child support order for health insurance, enforcement of - HB 291
- Human service transportation delivery, definition of - HB 731: HCS
- Individual development accounts - HB 454; HB 329: SCS
- Nonprofit agencies, food distribution program for - HB 746: HCS
- Public policy, disabled and frail elderly, rights and responsibilities of - HB 769; HB 769: SCS
- Residential utilities, winter terminations prohibited except in certain circumstances - HB 425
- Revenue Cabinet memoranda of agreement with the Cabinet for Families & Children, collection for - SB 133
- State programs, eligibility, prohibition from playing electronic gaming devices - HB 768: HFA(38)

Public Buildings and Grounds

- Assistance dogs, access to - SB 4; SB 4: HFA (1),(2)
- Domestic violence, airport police officers may arrest without warrant - HB 228
- Firearms on school property, notice required - HB 412
- Funding
  - and siting in consideration of smart growth principles - HB 600
  - and siting of state capital projects - HB 600: HCS
- Kentucky Center for African-American Heritage, official center designated as - SB 130: HFA(1)
- Naming for elected officials, restrictions - HB 38
- Postsecondary
  - institution assets, proposed transfer thereof - HB 322
  - institution's capital construction project, authorization of - HR 259
  - institution's proposed projects, authorization process for - HB 322: SCS
- Potential for a farming museum, study requested of - HCR 10
- Residential and nonresidential properties, real estate appraisers, classifications, qualifications - SB 232
- Rest Areas, require POW/MIA flag to be flown - HB 274
- State
  - buildings, denial of entry into - HCR 29
  - capital projects, siting of - HB 600: HCS
  - highway garage in Kemper, name in honor of Rick Slone - HJR 46

Public Ethics

- Disclosure statements, filing of - HB 357: SCA(1)
- Executive
  - branch ethics code, "officer", definition - HB 225
  - branch ethics code, omnibus revisions - HB 227
  - branch ethics, boards and commissions, conflict of interest - HB 225
  - branch ethics, fundraising by state agencies or public servants, permission for - HB 503: SFA(1)
  - branch ethics, public servant's family member as employee in the same agency - HB 226
- Justice Cabinet, permission to use state personnel, property, and other resources for Trooper Island - HB 503: SFA(1)
- Legislative
  - ethics code, various changes in - SB 154
  - ethics, former legislators becoming legislative agents, time lapse - HB 727
  - ethics, mass mailing before an election, penalty for premature disclosure of a complaint - SB 154: SCS
- Local government codes of ethics - HB 357

Public Health

- Agroterrorism - HB 811: SCS
- Alzheimer's Office, long-term care facilities, dementia training for - HB 763
- Bioterrorism, risk assessment and preparedness for - HB 88; HB 88: SCS
- Body piercing, written notarized parental consent for - HB 29
- Breast
  - and cervical cancer, Medicaid coverage for - HB 41, 211; SB 56: SFA (1)
  - and Cervical Cancer, Medicaid coverage for - SB 56
- Breast-feeding, promotion and encouragement - HB 351
- Cabinet
  - for Health Services, administrative regulation promulgated - HB 673
  - for Health Services, mental health, appropriations for - HB 177: HFA(1)
- Chemical weapons in Kentucky, Army urged to destroy - HR 32
- Controlled
  - substances, data sharing - HB 26: SFA(6)
  - substances, data sharing of - HB 26: SFA(7)
  - substances, real-time electronic monitoring, pilot study of - HB 26: SCS
- Core Public Health Act, state and local health departments, function and duties of - HB 108; HB 108: HCS
- County sewers, PSC regulation, exclusion - HB 75
- Death
  - certificate, cause of death, diabetes to be listed as - SB 113; HB 279
  - certificate, questions relating to diabetes to be included on - SB 113: SCS
- Dental
  - examinations for students enrolling in public and private schools - HB 491
  - hygienists and assistants, service provision sites include public agencies - SB 150: SCS

Public Health Continued

services for the indigent, out-of-state practitioners, licensing requirements - SB 153
Emergency medical technicians, epinephrine administration by - SB 196; HB 469: SFA (7)
Food sales during school, study by food service directors - HB 553: SFA(7),(8)
Harm reduction program, creation of - HB 210
Health
 and human services, publicly funded, study of - HCR 149
 department, abortion, prohibition against dispensing medication or device causing - HB 67: HFA(3),(4)
 departments, nurses dispensing in - HB 67; HB 67: HCS, HFA (1)
HIV/AIDS Advisory Council, increase membership of - SB 130
Immunization
 registry, contingency for development of - HB 161: HCS
 registry, permit development of - HB 161: HCA(2), HFA (1),(3)
Immunizations, long-term care facility, negotiated vaccine price for - HB 69: HCS
Kentucky
 Birth Surveillance Registry, outpatient and laboratory records submitted to - SB 219
 Birth Surveillance Registry, outpatient and laboratory records voluntarily submitted to - SB 219: SCS
Long-term care facilities, immunization requirements for - HB 69
Medicaid, drugs, reform of nonprior authorization process for - HB 60, 72
Negative health impacts from concentrated industrial plants, study - HJR 139
Nitrogen oxide allowances, allocation and sale to industrial sources - HB 408
Nuclear terrorism, risk assessment and preparedness for - HB 88: HFA(1)
Office of Women's Physical and Mental Health, Executive Order 2002-25, reorganization - HB 449
Pervasive developmental disorders, funding for - HB 455: HCS(2)
Pharmaceutical manufacturer rebates, negotiations for - HB 158
Prescription
 drug costs, strategies to lower cost of - HB 160
 drug fund, funded with prescription drug fund fee - HB 819: HFA(3)
Public
 health, electronic central registry for - HB 161
 indecency - HB 385
 policy, disabled and frail elderly, rights and responsibilities of - HB 769
Quality of end-of-life care, task force to study, creation of - HCR 26
Registry, provider and payor participation in - HB 161: HFA(2),(3)
Restaurants, gloves, employees to wear - HB 746
Sanitation districts, not utilities for purposes of KRS Chapter 278 - HB 437
Schools, thirty minutes of physical activity in - HB 212
Security of protected health information, task force to study - HCR 207
Settlement agreements, confidentiality of - HB 868
Sewage collection and treatment - HB 854: HFA(1)
Sexual offenders, chemical treatment program - HB 360
Spinal
 cord and head injury research trust fund, money for - HB 452: HFA(2)
 cord and head injury research trust, money for - HB 452: HFA(3)
Sports physicals, physician assistants & advanced registered nurse practitioners, performed by - HB 442
Tobacco
 products, underage smokers, retail establishments, ABC, inspections - HB 436
 Settlement Funds, transferring - HB 507: HFA(16)
Urban-county health department, ad valorem tax for - HB 464
Vital records, access to - HB 523

Public Medical Assistance

Adult
 day health care services, requirement for - HB 26: SFA(4); HB 108: SFA (1); HB 211: SFA (1); HB 442: SFA (1); HB 464: SFA (1); HB 553: SFA (3); HB 763: SFA (1); HB 769: SFA (1); HB 842: SFA (1)
 day health care services, requirements - HB 673: SFA(1)
 day health care services, requirements for - HB 436: SFA(1)
Autism services, Medicaid waiver, require application - HB 455; HB 455: SCS, HFA (1)
Breast
 and cervical cancer, Medicaid coverage for - HB 41, 211; SB 56: SFA (1)
 and Cervical Cancer, Medicaid coverage for - SB 56
Breast-feeding, promotion and encouragement - HB 351
Cabinet

Public Medical Assistance Continued

for Health Services, assistive devices, network for the distribution of used - HJR 148
for Health Services, task force studying health services by - HCR 153
for Health Services, used assistive devices, study of network for the distribution of - HJR 148: HCS
Children's psychiatric treatment facilities, location and beds - HB 744; HB 744: HCS
Health maintenance organizations, risk-based capital requirements - HB 698
Long-term care facilities, immunization requirements for - HB 69
Medicaid,
copayment, exclusions from - HB 283: SCS
copayments, requirements for - HB 283; HB 283: SFA (1)
drug manufacturers, negotiations with - HB 664
health care centers, reimbursement at - HB 700
health care provider, medical records maintained by - SB 91; SB 91: SCS
outpatient drug program, pharmacies, study of costs experienced by - HB 170: SCS
outpatient pharmacy program, prior authorization process for - HB 103: HFA(1)
pharmacy and therapeutics committee, creation of - HB 103; HB 103: SFA (1)
pharmacy and therapeutics committee, membership of - HB 103: SFA(4)
Medicare, cancer, urge Congress to include coverage of oral drugs to treat - HJR 189
Pervasive developmental disorders, Medicaid waiver, require application for services - HB 455: HCS(1)
Pharmacy program, copayment limits for - HB 283: HFA(1)
Prescription
drug coverage for seniors, Kentucky Hospital Association, study to include input from - SCR 185: SCS
drug coverage for seniors, study of - SCR 185
drug fund, funded with prescription drug fund fee - HB 819: HFA(3)
drugs, ninety-day supply, permit reimbursement of - HB 16: HCS
Prescriptions, ninety-day supply of - HB 16
Quality of end-of-life care, task force to study, creation of - HCR 26
Senior
prescription drug coverage, Medicaid, eligibility and benefit limitations for - HB 819: HCS
prescription drug coverage, waiver for - HB 819
State programs, eligibility, prohibition from playing electronic gaming devices - HB 768: HFA(5),(38)
Study on prescription dispensing fees, report required - HB 170; HB 170: SFA (2)
Supports for Community Living Program, funding requirements for - HB 295
Task force to study prescription drug coverage for seniors - HB 819

Public Officers and Employees

Correctional
employee career retention program - HB 184
employees, career retention program for - HB 184: HCS
Council on Postsecondary Education employees, purchase of service - SB 280: HFA(1)
County clerks, closure of office on election days - HB 611
Death benefits - HB 519: SFA (1),(3)
Department
of Public Advocacy, compensatory leave of attorneys - HB 487: HFA(1)
of Veterans' Affairs, direct-care employees, exempt from salary schedules - HB 642
Dept. of Corrections employees, new classification and compensation system for - HB 49
Elected
officials, naming structures and programs for, restrictions - HB 38
public officer, intimidating, retaliating against - HB 844
Employee job performance, employer disclosure, limited immunity - HB 239
Employees called to military duty or training, leave - SB 14: SCS
EMS personnel, residency requirement - SB 125
Executive
branch ethics, fundraising by state agencies or public servants, permission for - HB 503: SFA(1)
branch ethics, public servant's family member as employee in the same agency - HB 226
Fee office administration, continue to operate as if over 70,000 when population drops below - SB 112
General
Assembly employees, attendance - HB 802
Assembly members, resignation from office - HB 801
Health departments, nurses dispensing in - HB 67: SCS
Insurance policies, availability of reproductive services, statement regarding - HB 490
Judicial Retirement Plan, benefits of - SB 271: HCS
Law enforcement residence requirement - SB 141: SCS

Public Officers and Employees Continued

Mayor, term of office for reelection purposes, clarification of - HB 297
Medicaid, pharmacy and therapeutics committee, exclusion from membership on - HB 103: SFA(4)
Nonelected officers, salaries for - HB 729
Organizations representing state employees, dues deductions for - HB 748: HFA(1)
Overtime pay, authorize compensatory time in lieu of for county employees - HB 596
Peace officers, allow for reimbursement costs incurred in initial hiring and training - SB 100: HFA(1)
Place of employment, notary may be appointed from - HB 87
Public Service Commission commissioners, full-time employment as - SB 116
Purchase
 of air time retirement service credit, exemption from applying - HB 427: SFA(1)
 of retirement service credit by active employees, eligibility requirements - HB 801: SCS
Real estate appraisers, board of licensure, executive director, qualifications - SB 234
Registrar of vital statistics, birth certificates, issuance of - HB 233
School
 board members, eligibility - HB 187
 employee, lost worktime due to on-the-job assault - HB 374
Security exemptions, open meetings, records - SB 136; SB 136: SCS
State
 buildings, denial of entry into - HCR 29
 employee annual increments, adjustment after each year of the biennium - HB 787
 employee organizations, definition of - HB 748: HCS
 employee voluntary membership dues, collection of - HB 748: HFA(2)
 employees, authorization of paid leave for volunteers of American Red Cross - SB 14
 medical examiner, autopsy photos and other records, limited release of - HB 77: HFA(3)
Theft of identity and improperly obtaining financial information - HB 79
Training of - HB 548
Voluntary telecommunications career development training - HB 154
Wardens of state penitentiaries, prisoner release, parties notified - HB 93

Public Records and Reports

Access to autopsy photographs and video recordings - HB 77: HCS
Agriculture water quality plans and related documents, grant confidentiality to - HB 367
Autopsy
 photos and other records, limited release of - HB 77: HFA(3)
 reports, use limitation - HB 77
Birth
 certificates, access to - HB 523: HCS
 or death certificates, members of the Coast Guard - HB 113
Capital projects, quarterly reporting of - HB 599
Child support guidelines commission, report submitted by - HB 82
Children's advocacy centers, operation of - HB 393: SCS
Confidentiality of agriculture related records, limit - HB 367: HCS
Controlled substance possession, when conviction may be sealed - HB 276
Criminal
 records, expungement - HB 580
 records, reports relating to - HB 627: HCS
Death certificate, notarization of - HB 701
Federal Public Health Service Act, tobacco products, retail establishments, minors, inspections - HB 436
Fee office administration, continue to operate as if over 70,000 when population drops below - SB 112
Insurance records, confidential - HB 481
Juror
 names, disclosure of - HB 265
 names, how made public - SB 263
Lost and missing persons, search for - SB 111; HB 381
Military service records from county clerk's office, permit withdrawal of - SB 223; SB 223: SCA (1)
Misdemeanor record, expungement of - HB 651
Omnibus revision, correctional matters - HB 86
Original birth certificate, adopted person's access to - HB 233
Place of employment, notary may be appointed from - HB 87
Searches, reporting of - HB 381: HFA(1)
Security exemptions, open meetings, records - SB 136; SB 136: SCS
Settlement agreements, confidentiality of - HB 868

Public Records and Reports Continued

Terrorism, closed records - SB 136: SFA(1)
Uniform offense report, what not to contain - HB 627
Video voyeurism, procedure for sealing of photos or other images - HB 130: SFA(1)
Voyeurism, procedure for sealing of photos or other images - HB 133: SFA(1)
Written transcript of Public Service Commission proceedings, optional instead of required - HB 418

Public Salaries

City and county police, awarding of compensatory time in lieu of overtime pay - HB 609
Compensation of mayors in cities of the second to fifth class - HB 215; HB 215: HFA (3)
Correctional employee career retention program - HB 184
County coroners, salary schedule for - HB 661
Department of Veterans' Affairs, direct-care employees, exempt from salary schedules - HB 642
Dept. of Corrections employees, new classification and compensation system for - HB 49
Full-time mayor, delete description as "executive and administrative office" - HB 215: HCA(1)
Juror, pay increase for - HB 403
KLEFP fund, State Police included in - HB 415

Public Utilities

Allocation of nitrogen oxide credits, regulation of - HB 275
Bills and invoices, due on national holiday, prohibition of - HB 248
Cell
  tower siting - HB 270: SFA(3)
  tower siting, add most provisions of HB 598 - HB 270: SFA(5)
  tower siting, add most provisions of HB 598 plus fee cap - HB 270: SFA(6)
  tower siting, jurisdiction to all counties with zoning - HB 598
  tower siting, local control - HB 543
  towers, tax incentive for providers to build in Eastern Kentucky - HB 860
Cellular towers, siting application fees - HB 598: HFA(6)
Certificate of site compatibility, Public Service Commission, issuance of - SB 257: HFA(3)
City Utility Commission members, increase allowable compensation for - HB 215: HFA(1),(2)
Coal contracts, offset for Kentucky tax paid - HB 408: HCS(2)
Commence to construct, definition of - SB 257: SFA(6)
County sewers, PSC regulation, exclusion - HB 75
Cumulative
  assessment report, electric generating facility, requirement for - SB 257: SFA(2)
  environmental assessment, BACT, requirement for - SB 257: HFA(12)
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 regulations, notices of intent, repeal of, establishing public comment period - SB 33
 regulations, omnibus revisions to KRS Chapter 13A - SB 33; HB 771
 regulations, procedures for declaring void by the General Assembly - HB 771
 regulations, ratify findings of legislative committees - HB 728
Adult
 foster care, establish a legislative task force - HJR 205; HB 198: SCS; HJR 205: HCS
 foster care, establishment of legislative task force - HJR 205: HFA(1)
Advanced placement courses - SB 74: HCS
Agency to manage interscholastic athletics, scheduling of the high school basketball tournaments - HB 593
Agriculture
 Department - HB 470
 Department, grain storage - HB 389
Alcoholic Beverage Control,, Dept. of Agriculture, retail inspections, tobacco products, minors - HB 436
Alzheimer's, long-term care facilities, employee training required for - SB 203: HCS; HB 763: HCS
Appropriations,
 an act relating to - HB 507: SCS
 An Act relating to - HB 507: HCS
Approval
 of disaster days, Department of Education - SB 132: HFA(1)
 of school disaster days - SB 147: HFA(1)
Association to manage high school athletics, study of basketball tournament format by - HB 593: HCS
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Board
 of Architecture, administrative powers and disciplinary sanctions, expansion of - SB 230
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 for Families & Children, child protective services citizen review panels, establishment of - HB 645
 for Families and Children, adopted and foster children, tuition waiver requirements - HB 202; HB 202: HCS
 for Families and Children, adoption responsibilities - HB 307; SB 219: HFA (1)
 for Families and Children, child in foster care - HB 805: HCS
 for Families and Children, domestic violence responsibilities - SB 97: SCS
 for Families and Children, emergency protective order, expungement of - SB 97: HFA(1)
 for Families and Children, policies relating to psychotropic drugs - HJR 160
 for Health Services, add Kentucky Agency for Substance Abuse Policy as a new unit - SB 2: HFA(12),(15)
 for Health Services, assistive devices, network for the distribution of used - HJR 148
 for Health Services, health clinics, CON exemption for certain full-service - HB 661: SCS
 for Health Services, health facility, CON exemption for certain full-service - HB 661: SFA(2)
 for Health Services, HIV, funding of - SCR 76; HCR 96
 for Health Services, HIV/AIDS, EMS education requirements for - HB 469: SFA(5)

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  for Health Services, involuntary outpatient civil commitment of sexually violent predators - HB 162
  for Health Services, lay midwife, permit for - HB 351: SFA(1)
  for Health Services, long-term care ombudsmen, the number of, increase - HB 840
  for Health Services, manufactured and mobile homes - HB 417: HCS
  for Health Services, mental health, appropriations for - HB 177: HFA(1)
  for Health Services, narcotic treatment programs, requirements for - SB 286: SCS
  for Health Services, narcotic treatment programs, requirements for - SB 286
  for Health Services, personal care home fines, grants for use of - SB 203: HCS
  for Health Services, pharmacy and therapeutics committee, function of - HB 103: SFA(1)
  for Health Services, task force studying health services by - HCR 153
  for Health Services, used assistive devices, study of network for the distribution of - HJR 148: HCS
Capital
  construction and equipment purchase contingency account - HB 288
  construction program, recommendations - HB 289
  projects, quarterly reporting of - HB 599
Capitol Restoration Trust Fund; creation of - HB 349
Cellular towers, siting by planning commissions - HB 598: HCS
Charitable gaming, administrative fines, parties subject to - HB 743: HCS
Children's advocacy centers, operation of - HB 393: SCS
CHS,
  CON, health facility exemption from - HB 661: SFA(5)
  Medicaid, outpatient drug program, pharmacies, study of costs experienced by - HB 170: SCS
Cigarette
  tax increase, and new tax on smokeless, loose, and other tobacco - HB 677
  tax increase, smokeless, loose, and other tobacco, impose tax - HB 677: HFA(1)
Civil liability, Lottery Corporation - HB 768: HFA(44)
Commercial driver's license, hazardous materials endorsement - HB 257
Commission
  on Correction and Community Service, membership - HB 141
  on the Deaf and Hard of Hearing, membership requirement - HB 13
Commission,
  Mental illness, membership, duties - SB 2: HFA(11)
  Mental Illness, membership, duties - SB 2, 39; HB 177; SB 2: HCS, HFA (2),(4),(5),(7),(9),(10),(12),(13),(14),(15); HB 177: HCS (1)
  services and supports, membership on - SB 2: SCS
Commonwealth mentor initiative - HB 299
Community Based Services, end-of-life task force, membership on - HCR 26: HCS
Confidentiality of agriculture related records, limit - HB 367: HCS
Constitutional
  amendment, oversight committees of General Assembly, authorization - HB 733
  amendment, permit oversight committees of General Assembly - HB 733: HFA(1)
Constructing or renting state office space, study of - HCR 218
Controlled
  substances, reporting requirements - HB 26: SFA(8)
  substances, reporting requirements for - HB 26: SFA(3)
Core Public Health Act, state and local health departments, function and duties of - HB 108; HB 108: HCS
Corporations, duties with regard to - SB 121
Correctional
  employee as witness - HB 86: HFA(4)
  employee career retention program - HB 184
Council
  on Postsecondary Education, include private college member - HB 191
  on Postsecondary Education, Kentucky educational excellence scholarship - HB 687
  on Postsecondary Education, requirement to promulgate administrative regulation - HB 59: HCS
  on Postsecondary Education, study of merit-based scholarship programs - HJR 124
County
  agricultural development councils, funds, allocation and authority over county portion of - SB 201
  agricultural development councils, unanticipated income retained and terms staggered - SB 201: SCS
Crime
  Victims Compensation Board, powers and authority - HB 183
  Victims Compensation Board, responsibilities of - HB 183: HCS, HFA (2)
Criminal

State Agencies Continued
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Department
  for Community Based Services, emergency protective orders, expungement of - SB 97
  for Juvenile Justice, foster children, tuition waiver requirements - HB 202; HB 202: HCS
  for Local Government, tax base coordination process - HB 314
  of Agriculture programs funded by pesticide fees, minimum funding level required - HB 420
  of Agriculture, changes in organization - HB 399
  of Alcoholic Beverage Control, training as alternative to suspension - SB 123: HCS
  of Corrections, prisoner release, parties notified - HB 93: HCA(1)
  of Corrections, responsibilities, omnibus revision - HB 86: HCS
  of Education, implementation of recommendations on economic education - HJR 25
  of Education, Kentucky educational excellence scholarship - HB 687
  of Education, sex education and personal safety curricula, require study of - HJR 186
  of Education, study on obesity and overweight - HB 553: SFA(7),(8)
  of Insurance, health insurance, utilization review and payment regarding - SB 38: SCS
  of Juvenile Justice personnel, testimony in civil actions by deposition or in person - HB 144: HFA(1)
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  of Juvenile Justice, minors in its care, responsibilities to - HB 144: HCS
  of Juvenile Justice, responsibilities of - HB 144
  of Juvenile Justice, sexual acts or offenses of a child, disclosure of - HB 805: HCS
  of Military Affairs, preparedness and response to terrorism - HB 258
  of Military Affairs, update of plaque honoring POW/MIAs - HB 583
  of Mines and Minerals, blasting violations, increased penalties - HB 751
  of Parks, authorize private suit against - HJR 86
  of Public Advocacy, duties of - HB 487; HB 487: HCS (2)
  of Public Advocacy, juveniles in custody, legal services for - HB 144: SFA(2)
  of Public Advocacy, responsibilities of - HB 487: HCS(1)
  of State Police, DNA testing and database - HB 132
  of Veterans' Affairs, update of plaque honoring POW/MIA's - HB 583: HCS
Dept.
  of Corrections employees, new classification and compensation system for - HB 49
  of Education, vending machine sales, report to IJC on Education - HB 553: SFA(2)
  of Insurance, list of insurers provided to Revenue Cabinet - SB 187: SCS
  of Local Gov., administration of the Local Gov. Water & Sewage Fund - HB 646
  of Local government, coordination of tax base agreements - HB 314: SCS
  of Public Advocacy, request for funds - HB 487: SFA(2),(3)
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  Days - HR 250
  relief fund, study creation of - HCR 132
DNA testing, omnibus revision - HB 4: HCS
Early Childhood Development Authority, increase membership of the - HB 818
Education
  Professional Standards Board - HB 528: HFA(1)
  Professional Standards Board, administration and duties of the - HB 528: HFA(2)
  Professional Standards Board, applicants for substitute teaching - SB 254
  Professional Standards Board, disciplinary actions - HB 528
Education, disaster days, approval of - SB 132: HFA(3),(8)
Electronic
  gaming - HB 768: HFA(13)
  gaming license, additional licenses authorized - HB 768: HFA(12)
Emergency medical services personnel, prohibit licensing felon - HB 469: SFA(2)
Employees, paid leave for volunteer work with American Red Cross - SB 14
Energy Efficiency Program for State Government buildings, goal of Commonwealth - SB 61: SFA(1)
Establishment of maintenance and capital renewal programs for state facilities, study - HB 444: HCS
Executive
  branch ethics code, "officer", definition - HB 225
  branch ethics code, omnibus revisions - HB 227
  branch ethics, fundraising by state agencies or public servants, permission for - HB 503: SFA(1)
Facility's value reflected in Facilities Management database - HB 444: HCA(1)
Families
  and Children, disclose information about foster children - HB 784

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  and Children, disclosure of information regarding committed children - HB 202: SCS
Fees,
  prohibit use of emergency administrative regulation to increase - SB 33: HFA(1)
  prohibition against, in administrative regulations - HB 771
Finance
  and Administration Cabinet, payment of fees to guardians ad litem - HB 551
  and Administration, bond issues for landfill clean up - SB 193: SCA(1)
  and Administration, mail order pharmacies, requirements for - HB 369: HFA(4)
  Cabinet, expansion of administration responsibilities of state contracting process - SB 231
Geographic
  Information Advisory Council, duties - HB 759: HCS
  Information Advisory Council, membership - HB 759
Government
  contract review, remove exemption with universities - SB 31
  contracts to General Assembly, required disclosure of - HB 311
Health
  departments, nurses dispensing in - HB 67; HB 67: SCS, HCS, HFA (1)
  Services, death certificate, questions relating to diabetes to be included on - SB 113: SCS
Historic cemeteries, preservation board, creation - HB 572
Human Resources Cabinet - HB 400: HCS
Inspector
  General, long-term care fund administered by - SB 203: SCS
  General, personal care homes, reduction in civil fines paid by - SB 203: HFA(2)
Instructional materials, required alternate formats for students with disabilities - SB 243: HFA(1)
Insurance on State Property - HB 247: HCS
Interagency Farmland Advisory Committee, repeal of - HB 390: SCS(2)
Justice
  Cabinet, motor vehicle pursuit, regulation of - HB 539
  Cabinet, permission to use state personnel, property, and other resources for Trooper Island - HB 503: SFA(1)
  Cabinet, sexual offender chemical treatment program - HB 360
Juvenile detention and education programs - HB 145
Kentucky
  Board of Education - SB 132: HCS; SB 210: HFA (2)
  Board of Education to promulgate administrative regulations - HB 402
  Board of Education, educating students about the dangers of gambling - HB 768: HFA(20)
  Board of Education, instruction in the dangers of gambling - HB 768: HFA(39)
  Board of Education, qualifications of members - HB 686
  Board of Education, school council elections, administrative regulations - HB 342
  Board of Education, study education leadership - HCR 177: HCS
  board of EMS, omnibus revision - HB 469
  Board of EMS, omnibus revision - HB 469: SFA(1)
  Board of Licensure for Private Investigators, creation of - SB 139: HCS
  Commission on Elder Abuse, members of - HB 842
  Commission on Human Rights, civil rights enforcement - HB 125
  Commission on Services and Support for Individuals with Mental Illness - HJR 160
  Criminal Justice Council, capital case, study of - HJR 61
  Department of Education, assistance to pupil personnel directors - HB 725
  Department of Education, Declaration of Independence, copies of - HJR 215
  Department of Education, Education Professional Standards Board, record retention - HB 726
  Department of Education, training and education relating to psychotropic drugs - HJR 160
  Employees Assistance Program, workplace violence program, development of - HB 545: HFA(1)
  Heritage Council, administrative aid for - HB 62: HCS
  Heritage Council, document rock fences, encouragement to - HCR 109: HCS
  High School Athletics Association, gender equity on tournaments study group - HB 593: HFA(1),(2)
  Higher Education Assistance Authority - HB 329: SFA(4)
  Higher Education Assistance Authority, defaulted loans affecting professional licensure - HB 296: HCS
  Higher Education Assistance authority, eligibility requirements for programs - HB 434
  Higher Education Assistance Authority, Kentucky educational excellence scholarship - HB 687
  Higher Education Assistance Authority, Kentucky Higher Education Student Loan Corporation - HB 505
  Higher Education Student Loan Corporation - HB 329: SFA(1),(6)
  Housing Corporation, loan qualifications - SB 45: SCS
  Law Enforcement Foundation Program Fund, sheriff participation - HB 156

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Military Heritage Commission, membership - HB 62: HCA(1)
state agencies, purchase of - HB 350: SFA(1)
State Corrections Commission, re-creation of - SB 220
State Use Advisory Board, creation of - HB 485
Teachers' Retirement System - SB 190; HB 637; HB 637: SCA (1)
Teachers' Retirement System, omnibus revisions - HB 637: HCS
Kentucky-grown
perishables, purchase by - SB 13: SFA(3)
perishables, state purchase of, requirement for - SB 13; HB 319
KET, tax refund designation for - HB 501
Law enforcement employee, residence requirement - SB 141
Legislative Claims Bill - HB 707
Lewis and Clark Bicentennial Commission, establishment of - SB 229; HB 737
Lost and missing persons, search for - SB 111; HB 381
Medicaid
pharmacy and therapeutics committee, appointment of members to - HB 103: SFA(2)
waiver, application, Cabinet for Health Services to provide copy of - SB 216
waiver, notice of intent, Cabinet for Health Services to file - SB 216: SCS
Medicaid,
health care provider, medical records maintained by - SB 91; SB 91: SCS
pharmacy and therapeutics committee, Senate confirmation of - HB 103: SFA(3)
Medical examiner, autopsy records, release of - HB 582
Mental
Illness Services and Supports Commission, advance directive, study of - SB 2: HFA(8)
Ilness Services and Supports Commission, advance directive, study of - SB 2: HFA(1)
Merchant electric plants - SB 257: HCS
Military heritage sites and objects, preservation of - HB 62
Mines
and Minerals Department, belt transport of men - HB 792: HFA(1)
and Minerals Department, conveyor belt examinations - HB 823
and Minerals Department, technical changes - HB 792
Municipal utilities - SB 169: HFA(6); SB 257: HFA (17); HB 540: HFA (9)
Native American Heritage Commission, creation of - HB 176
Natural Resources Cabinet, notice of coal encountered during construction - HB 405: SCA(1)
New and existing state facilities, capital renewal accounts - HB 444
Office
of Vital Statistics, birth certificates, access to - HB 523: HCS
of Women's Physical and Mental Health, grants and bequests to be accepted by - HB 327
Officer certification and training - HB 157
Off-Road Motorcycle and All-Terrain Vehicle Task Force, establish - HCR 161
Omnibus revision, correctional matters - HB 86
Open meetings and records, security exemptions - SB 136: SCS
Paramedics, data collection, penalty removal, and technical corrections - HB 469: HCS
Parole Board, responsibilities of - SB 222
Penalties, schools that do not comply with competitive food and beverage requirements - HB 553: HFA(1)
Personnel
Board, administrative changes - HB 648
Cabinet, outside legal services authorized - HB 589
Physical therapy, administrative fines, cap on amount of - HB 468
Pine Mountain Trail State Park, establishment of, land use, ownership and lease - HB 556
Postsecondary education, prepaid tuition program - HB 386
Public
health, Cabinet for Health Services, administrative regulation promulgated by - HB 673
Health, long-term care facility, negotiated vaccine price for - HB 69: HCS
policy, disabled and frail elderly, rights and responsibilities of - HB 769; HB 769: SCS
Service Commission commissioners, full-time employment as - SB 116
Service Commission, authority to suspend rates - HB 418: SFA(1)
service commission, cell towers - HB 598: HFA(1)
Service Commission, Energy Policy Advisory Board change - HB 643: SCA(1)
Service Commission, merchant electric plant siting - HB 540: HFA(6)
Regional rating, state health insurance program - HB 853
Regulation of small businesses, state agencies, requirements of - HB 841: HCS

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Regulations, omnibus revision to KRS Chapter 13A - SB 33: HCS
Reorganization, Natural Resources and Environmental Protection Cabinet, Executive Order 2001-1215 - HB 250
Retirees, participation in state-sponsored health insurance - HB 594
Revenue
 Cabinet collection of support obligations, agreement with - SB 133
 Cabinet, audit of insurance premium surcharge - SB 187
Risk insurance maximums - HB 247
School
 competitive food and beverage requirements, noncompliance, penalties - HB 553
 nurse consultant, Education and Public Health, shared position - HB 126
 nurse consultant, shared position - HB 126: HFA(1)
Secretary of Personnel Cabinet, examination of state personnel system and pay grade schedule - SB 231
Security exemptions, open meetings, records - SB 136
Sexual
 Assault Response Team Advisory Committee, creation of - HB 308; HB 308: HCS
 offender control program - HB 300
Sick and annual leave, military service purchases through KRS count - HB 379
Small
 businesses, civil penalties levied against, policy to reduce - HB 841
 construction project bonding - HB 122
Solid waste and other determinations, venue for appeal - HB 174: HFA(10)
State
 buildings, contracting, guaranteed energy savings performance - HB 214
 buildings, denial of entry into - HCR 29
 buildings, guaranteed energy savings performance contracting - SB 61
 facilities database and effective planning procedures - HB 286
 fire marshal, campus safety - HB 829
 Investment Commission, individuals appointed by Governor to - HB 578
 medical examiner, autopsy photos and other records, limited release of - HB 77: HFA(3)
 Personnel Board, gender-specific references, eliminate - HB 397
 planning committee, establish growth policy element - HB 465
State/Executive
 Branch Budget Memorandum - HJR 87
 Branch Budget, 2002-2004 fiscal biennium - HB 507
Strategic plans, requirement of - SB 239
Structures and programs, naming of, restrictions - HB 38
Study Group - HB 816
Surface Mining and Reclamation Department, violation - HB 809
Task force to study issuance of drivers licenses, Trans Cab to appoint 2 members of - HCR 220
Technical changes relating to the Executive Branch Budget - HB 507: HFA(17)
Tourism Dev. Cabinet, Hatfield-McCoy Rec Area, expansion into KY, feasibility and cost, study of - HJR 30
Transfer of state's real estate for less than fair market value, no or nominal consideration prohib. - HB 640
Transportation
 Cabinet, "Freedom Is Not Free Veterans Memorial Highway", Lawrence County designation - HJR 39
 Cabinet, "Lynn Dawson Bridge," designate in Logan County - SJR 42
 Cabinet, "Silver Star Highway,' designation - HJR 140
 Cabinet, audit of the highway construction contingency account - HJR 217
 Cabinet, designate "Veterans Memorial Highway", US 421 in Clay County - HJR 77
 Cabinet, designating US 23 in Letcher County the "Robert M. Collins Highway" - SJR 24
 Cabinet, direct to name "Earl Johnson Memorial Bridge" - SJR 109
 Cabinet, funds from license plate, forward - SB 107: HCS
 Cabinet, human service transportation delivery, definition of - HB 731: HCS
 Cabinet, mandate placement of seat belt signs on interstates - HB 68: HFA(2)
 Cabinet, name state highway garage in Kemper in honor of Rick Slone - HJR 46
 Cabinet, naming of "Hays Bridge" in Breathitt County - SJR 16
 Cabinet, naming of Frank Ramsey, Jr. Drive - HJR 5
 cabinet, Operator's license test for minors, prerequisites - HB 224
 Cabinet, Operator's license, suspensions for violations in other states, limitations - HB 426
 Cabinet, procedures for license applicants declining Selective Service registration - HB 117: HCS
 Cabinet, require signs notifying of prohibition on driving in left lane of interstate - HB 419
 Cabinet, require to paint Roebling suspension bridge wildcat blue - HJR 175
 Cabinet, voluntary child ID Program, duplicate IDs and data storage - HB 106: HCS

State Agencies Continued

Transportation, permit secretary to grant exemption to crew required to operate a railroad - HB 278
Uniform commercial code, government debt issuance exempted from - HB 649
Use of force by police officers, policies and procedures relating to - HB 663
Utilization of contracts and agreements of other agencies, prohibit contracting body - HB 229
Vital Statistics, death certificate, notarization of - HB 701
Voluntary
  law enforcement career development training - HB 154
  telecommunications career development training - HB 154
Weights and measures, national and Kentucky standards, amending reference source of - HB 430
Workplace violence, establishment of program - HB 545: HCS
Written transcript of Public Service Commission proceedings, optional instead of required - HB 418

State Employees

Add KACO and KLC representatives to health insurance advisory committee - HB 846: SFA(2)
Appropriations, an act relating to - HB 507: SCS
Authorized to volunteer with American Red Cross with paid leave - SB 14
Commonwealth mentor initiative, conditions for leave time - HB 299: HCS
Correctional
  employee career retention program - HB 184
  employees, career retention program for - HB 184: HCS
Council on Postsecondary Education employees, purchase of service - SB 280: HFA(1)
County employees, health coverage for - HB 846: SFA(4),(6)
Court reporters, reimbursement rate for pauper transcripts - HB 255
Delete requirement of participation/contribution in state retirement and health insurance - HB 846: SFA(1)
Department of Public Advocacy, compensatory leave of attorneys - HB 487: HFA(1)
Dept. of Corrections employees, new classification and compensation system for - HB 49
Executive
  branch ethics code, omnibus revisions - HB 227
  branch ethics, fundraising by state agencies or public servants, permission for - HB 503: SFA(1)
General
  Assembly employees, attendance - HB 802
  Assembly, constitutional officers, pay increase - HB 194
Health
  insurance coverage, provisions regarding - HB 846
  insurance, authorization for carrier to offer plan in underserved counties - HB 369: HFA(13)
  insurance, bidding areas - HB 821
  insurance, bids may vary by geographic area - HB 821: HCA(1)
  insurance, contribution for dependent coverage - HB 822
  insurance, copayment for mail order option - HB 369: HFA(28)
  insurance, county without a participating hospital - SB 292
  insurance, dependent plan contribution - HB 369: HFA(15)
  insurance, geographic bidding areas - HB 369: HFA(16)
  insurance, mail order drug option - HB 369; HB 369: HFA (14),(20),(21)
  insurance, mail order drug options - HB 369: HFA(22)
  insurance, mail order prescriptions, requirements for - HB 369: HFA(1),(3),(4),(10),(19)
  insurance, option to choose plan in contiguous county - SB 292: SCS
  insurance, option to select plan in contiguous county - HB 391: SFA(1); HB 621: SFA (1); HB 821: SFA (1); HB 846: SFA (7)
  insurance, permission for county to have an additional carrier - HB 369: HFA(12)
  insurance, prescription drug copayment, requirements for - HB 369: HFA(5)
  insurance, prohibit discrimination in pricing by drug manufacturers - HB 369: HFA(8),(9)
  insurance, savings from mail order drug option - HB 369: HFA(6),(17)
  insurance, state employees, state contribution amount - HB 409
  insurance, verification of identity of person taking possession of controlled substance - HB 369: HFA(7),(18)
  plan, mail order for controlled substances, certified mail required for - HB 369: HFA(26)
  plan, mail order, restrictions on - HB 369: HFA(25)
Hearing aids and related services, health insurance coverage for - SB 152
Insurance policies, availability of reproductive services, statement regarding - HB 490
Judicial Retirement Plan, benefits of - SB 271: HCS
Justice Cabinet, permission to use state personnel, property, and other resources for Trooper Island - HB 503: SFA(1)
Kentucky
  Group Health Insurance Board, addition of members to - HB 163
  Group Health Insurance Board, addition of state employee - HB 163: HCA(1)

State Agencies Continued

Retirement Systems, air time purchases - HB 427: HCS
Retirement Systems, allowance options to include partial lump sum - HB 309: HCA(1)
Retirement Systems, disability discontinued - HB 309: HFA(3)
Retirement Systems, disability due to poliomyelitis - HB 309: HFA(1)
Retirement Systems, hazardous members' air time - HB 427
Retirement Systems, life insurance policies - HB 566
Retirement Systems, military service purchases - HB 309: HFA(2)
Retirement Systems, retiree health insurance, new hires - HB 675
Retirement Systems, retiree raises - HB 584
KERS, retiree health insurance - HB 246
Ky. Retirement Systems, domestic relations commissioner service, disability - HB 309: SCS
Laid-off employee, probationary requirement deleted - HB 589
Leave, state employees called to military duty or training - SB 14: SCS
Mail order prescriptions, pharmacist, requirements for - HB 369: HFA(27)
Organizations representing state employees, dues deductions for - HB 748: HFA(1)
Personnel
  Board, administrative changes - HB 648
  Cabinet, air conditioning in public buildings, use of - HB 398
Provide for participation of affected entities in study by interim committee - HB 846: SFA(3)
Public Service Commission commissioners, full-time employment as - SB 116
Purchase
  of air time retirement service credit, exemption from applying - HB 427: SFA(1)
  of retirement service credit by active employees, eligibility requirements - HB 801: SCS
Regional rating, state health insurance program - HB 853
Requirement of participation health insurance and retirement programs deleted - HB 846: SFA(5)
Retirement,
  employees entering the Armed Forces - SB 94
  Kentucky Retirement Systems, marital property - HB 309: SFA(1)
  Kentucky Retirement Systems, omnibus update - HB 309
  survivor benefits, death in the line of duty - HB 438
Self-funded health insurance for state employees, study directed - SCR 34
Sick and annual leave, military service purchases through KRS count - HB 379
State
  employee annual increments, adjustment after each year of the biennium - HB 787
  employee organization, qualifications and authorizations for - HB 748
  employee organizations, definition of - HB 748: HCS
  group health insurance, nonparticipating employers adjustment fee - HB 846: HCS
  Personnel Board, gender-specific references, eliminate - HB 397
  police participation in KLEPF fund, study - HB 415: HFA(1),(2)
State/Executive Branch Budget, 2002-2004 fiscal biennium - HB 507
State-sponsored health insurance program, Legislative Research Commission to conduct study of - HB 846: HFA(1)
Voluntary membership dues, collection of - HB 748: HFA(2)
Volunteer mentors in low-performing schools - SB 132
Workplace
  violence awareness training and reporting requirements, provisions for - HB 545: HCA(1)
  violence, establishment of program - HB 545: HCS

State Symbols and Emblems

Center for African American heritage - HB 372: SFA(1)
Designate the official state touring theatre of Kentucky - HB 223
Designation of the Louisville Science Center as the State Science Center of Kentucky - HB 749
Kentucky
  Center for African American Heritage - HB 390: SFA(1)
  Center for African-American Heritage - SB 130: HFA(3)
  Center for African-American Heritage, official center designated as - SB 130: HFA(1)
  flag, dipped only to the flag of the United States - SB 267: SCA(1)
  Vietnam Veterans Memorial, POW/MIA flag to be flown at - SJR 1
Latin motto, designation - HB 857
Memorials to Vietnam veterans on property owned by Commonwealth, POW/MIA flag to be flown - SJR 1: SCS
Northern Kentucky Independent Health Department, designation of official song - HB 857: HFA(2)
Shelby County, designate as Saddlebred Capital of Kentucky - SB 1: SFA(2),(3); SB 33: HCS

State Symbols and Emblems Continued

- State
  - flag, code of etiquette - SB 267
  - Science Center of Kentucky - HB 749: SFA(1)
- Stephen Foster Story, official outdoor musical - HB 340

Studies Directed

- Add biodiesel to ethanol study - HJR 24: HFA(1)
- Administrative Offices of the Courts, cybercourt program, study of - HJR 166
- Adult
  - foster care, establish a legislative task force - HJR 205; HB 198: SCS; HJR 205: HCS
  - foster care, establishment of legislative task force - HJR 205: HFA(1)
- Aquaculture,
  - LRC, study - HCR 226
  - paddlefish study, study economic benefits and biological impacts - HJR 210: HCS
- Bill Monroe State Park, LRC to study feasibility of creating - SJR 16: FCCR
- Biodiesel use, consequences of requiring - HCR 113
- Cabinet
  - for Health Services, teenage drinking and driving, permissive study of - HJR 191: SCS
  - for Health Services, teenage drinking and driving, study of - HJR 191
  - for Health Services, used assistive devices, study of network for the distribution of - HJR 148: HCS
- Cave Run Lake, feasibility of a state lodge - HJR 93
- Competitiveness of Kentucky coal, factors affecting - HCR 244
- Constructing or renting state office space, study of - HCR 218
- Controlled substances, real-time electronic monitoring, pilot study of - HB 26: SCS
- Council on Postsecondary Education - HJR 124
- Country Music Highway Park, feasibility, Transportation and Tourism Cabinets - HJR 92
- Disaster
  - relief fund, study creation of - HCR 132
  - Relief Funding Task Force, membership - HCR 132: HCS
- Dispensing controlled substances - HB 371: SFA(1)
- Driver's licenses, create task force to study process for issuance - HB 867: HFA(1)
- Drug coverage for senior, subcommittee for, participants - SCR 185: HFA(1)
- Education
  - leadership in the public schools study - HCR 177
  - Professional Standards Board, teacher assessments - SB 192
- End-of-life care, task force to study - HCR 26
- Enterprise Zone Program, interim study of - HCR 199
- Establishment of maintenance and capital renewal programs for state facilities, study - HB 444: HCS
- Ethanol production, subcommittee to study - HJR 24
- Fuel sales, fairness - HB 435: HCS
- Gas
  - marketing study, delete declaration of unfair trade practice - HB 435: HFA(1)
  - marketing study, replace preamble with new Section1 - HB 435: HFA(2)
- Grape
  - and berry industry task force, creation of - HCR 159
  - and berry industry, Agriculture and Natural Resources Committee to study development of - HCR 159: HCS
- Hatfield-McCoy Rec Area, expansion into KY, feasibility and cost, study of, Tourism Dev. Cabinet - HJR 30
- Health
  - and human services, publicly funded, study of - HCR 149
  - and Welfare Committee, quality of end of life care, subcommittee to study - HCR 26: SCS
  - Care Malpractice Insurance Task Force, responsibilities of - HCR 136: HFA(2)
  - care malpractice insurance, task force created for - HCR 136: HCS
  - facility employees, work shifts, Interim Joint Committee on Labor and Industry to study - HB 732: HCS
  - insurance groups for small employers - HCR 138
- IJC on Ag and Natural Resources to study biodiesel - HB 40: HCS
- Immigrant Driver's Licensing Task Force, establish - HCR 129
- Individual development accounts - SJR 153
- Interim Joint Committee on Education, KCTCS, report - HCR 177: SCS
- Kentucky
  - AVIS Insurance Task Force, establish - HCR 38
  - Criminal Justice Council, capital case, study of - HJR 61
  - Watershed Task Force, add Murray State Center for Reservoir Research - SCR 17: SFA(2)

Studies Directed Continued

 Watershed Task Force, creation - SCR 17
Legislative Task Force to study overweight and obesity of youth - HB 553: HFA(1)
Lexington/Big Sandy Rail Trail task force, creation of - SCR 92
Long-term
 care, reauthorize the task force on - HCR 239
 care, task force, membership of - HCR 239: HCS
Medicaid, outpatient drug program, pharmacies, study of costs experienced by - HB 170: SCS
Medical
 Malpractice Insurance Task Force, created for - HCR 136: HFA(1)
 malpractice insurance, task force created for - HCR 136
Mental
 Illness Services and Supports Commission, advance directive, study of - SB 2: HFA(8)
 llness Services and Supports Commission, advance directive, study of - SB 2: HFA(1)
Monroe, Bill, birthplace of, state park construction - SCR 157
Off Road Vehicle Task Force, expand membership - HCR 161: HFA(3)
Off-Road Motorcycle and All-Terrain Vehicle Task Force, establish - HCR 161
Off-road motorcycle and ATV task force, LRC to create - SJR 16: FCCR
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Paddlefish, public waters, feasibility of - HJR 210
Potential for a farming museum, study requested of - HCR 10
Prescription
 drug coverage for seniors - SCR 185
 drug coverage for seniors, Kentucky Hospital Association, study to include input from - SCR 185: SCS
Program review and investigations, mandated health benefits - HB 39: SFA(1)
Psychotropic drugs, use in children's treatment - HJR 160
School sex education and personal safety curricula - HJR 186
Security of electronic heath transactions, task force - HCR 207
SEEK funding formula, Interim Joint Committee on Education to study - HCR 197
Self-funded health insurance for state employees, study directed - SCR 34
Self-insuring state employees, feasibility of - HB 846
State
 park concessions, master agreements, study of - HB 204: HCS
 police participation in KLEPF fund, study - HB 415: HFA(1),(2)
 tax credit for family care - HCR 127
Task
 force for fire safety and EMS providers, members and reports of - HCR 192: HCA(1), HFA (1)
 Force on Funding for Wildlife Conservation - HCR 125
 Force on Native American Indian Tribes, creation of - HCR 18
 force on recruitment and retention of Kentucky State Police officers, creation of - HB 415: HCS
 Force on Senior Citizens and the Workforce - HCR 162
 force to study end-of-life care, membership of - HCR 26: HFA(1)
 force to study funding needs for fire safety & emergency medical service providers - HCR 192
 force to study senior prescription drug coverage, deletion of - HB 819: HCS
Tax policy, effect of on forest management - HCR 13
Teacher and principal internship programs - HB 402
Transportation Cabinet, transportation needs at Lake Cumberland - HJR 122
Uniform
 child custody law, IJC on Judiciary - HCR 182
 indexing system, task force on - HCR 184
 indexing system, task force on, reporting deadline - HCR 184: HCS
VET program review group, change membership selection - SB 102: SCS
Watershed Task Force, add Farm Bureau, Resources Council, and WKU Water Resource Studies - SCR 17: SFA(1)

Substance Abuse

Cabinet
 for Health Services, teenage drinking and driving, permissive study of - HJR 191: SCS
 for Health Services, teenage drinking and driving, study of - HJR 191
Cigarette tax increase - HB 677; HB 677: HFA (1)
Commission, services and supports, membership, duties - HB 177; HB 177: HCS (1)
Controlled
 substances, data sharing - HB 26: SFA(6)
 substances, data sharing of - HB 26: SFA(7)

Substance Abuse Continued

 substances, real-time electronic monitoring, pilot study of - HB 26: SCS
Harm reduction program, creation of - HB 210
Kentucky
 Agency for Substance Abuse Policy, membership and duties of - SB 2: HFA(11)
 Commission on Services and Supports - HB 177: HCS(2)
Narcotic treatment programs, requirements for - SB 286; SB 286: SCS
Prevention and treatment programs, coordination of - SB 2; SB 2: HCS, HFA (2),(4),(6),(7),(9),(10)

Sunday Closing

Sunday sales, local ordinance permitting - SB 123: HFA(6)
Wineries, Sunday sales - HB 807

Surface Mining

Pine Mountain Trail State Park, boundaries, land use and requirements - HB 556: HCS
Violation
 abatement, definitions - HB 809: HFA(1)
 abatement, legal occupant of adjacent property - HB 809: HCA(1)

Taxation

1% cap on county occupational licenses - HB 314: HFA(3)
Adopted children, biological parents of, information concerning - HB 307
Annexation of urbanized areas - HB 314: HFA(2)
Average hourly wage, calculation, exempt health care - HB 602: HFA(7)
Bank franchise tax, update Internal Revenue Code reference date - HB 531
Base hourly wage, decrease percentage of federal minimum wage requirement - HB 602: HFA(6)
Biotechnology development, tax credits for - HB 683
Coal severance tax, distribution of - HB 406
Communications excise tax, imposition of - HB 480, 710, 711, 712, 713, 865
Comprehensive reform - HB 480, 710, 711, 712, 713
Corporate license tax, LLC liable for - HB 825
Credit for charitable processing of wild game - HB 121
Documents regarding Kentucky permits and taxes, permit attorney to file on behalf of client - HB 273: HCS
Dyed diesel fuel, Revenue Cabinet's tracking procedures, clarification - HB 662
Economic development tax incentives, omnibus revisions, relating to - HB 602
Effect of on forest management, study directed - HCR 13
Enterprise Zone Program, study by A & R - HCR 13: SFA(1)
Firefighters, income tax credit for - HB 271
Franchise value, exemption from - HB 826
Gender-specific language, elimination of - HB 396
Hardwood products, tax credit for - HB 542: HCS
Historic property rehabilitation and construction, tax credits for - HB 606
Honeybees, sales and use tax, exemption from - HB 185
Income
 tax, contributions to school tuition organizations, credit for - HB 567
 tax, designation for KET - HB 501: HFA(1)
 tax, earned income tax credit - HB 3, 354
 tax, fees for school extracurricular activities, credit for - HB 567
 tax, Internal Revenue Code reference date - HB 457
 tax, low income tax credit threshold, increase - HB 179
 tax, urge Congress to exempt pensions - HCR 154
Individual income tax, deduction for miles commuted - HB 94
Industrial
 taxing districts, creation of - SB 193: HCS
 taxing districts, economic development projects in - SB 193: HFA(1),(3)
Internal
 Revenue Code reference date, application of - HB 243: HFA(1); HB 812: HFA (1)
 Revenue Code, update reference to - HB 457: HCA(1)
Ky. Rural Economic Development Act, addition of limestone in manufacturing definition - HB 15
Land conservation, tax credits for - HB 797
Loaner or rental vehicles, alternative tax for - HB 325
Merchant

Taxation Continued

- power plant, taxation of - HB 864: HCS
- power plants, imposition of tax on - HB 864

Mineral severance tax, tar sands not exempt - HB 457: SCS
Mobile telecommunications, taxation of - HB 634
Motor
- fuel dealers, financial agreements filed with Revenue Cabinet - HB 662: HCS
- fuel rebates for taxi cab companies in consolidated and urban-county governments - SB 242: HFA(1)
- fuel tax, dealer credit when used for agriculture - HB 43
- fuel taxes, exception to officer liability provisions - HB 614: SFA(1)
- fuels tax, increase in - HB 794
- fuels, fixed tax rate for gasoline and special fuels - HB 12: SCS
- vehicle property tax assessment, owner as of January 1, clarification - HB 812
- vehicle property tax, partial refund for salvage titles, allowed - HB 269
- vehicle property taxes, credit against - HB 604
- vehicle usage tax, division of county clerk's share from initial motor vehicle registration - HB 316: SCS
- vehicle usage tax, exempt vehicles over 55,000 pounds - HB 206
- vehicles, elimination of state ad valorem tax on - SB 193: HFA(8)

Multichannel video programming excise tax, imposition of - HB 678
National Guard and Reserves called to active duty, extension for filing Kentucky income taxes - SB 178
New economy initiatives, venture capital and program procedure, clarification - HB 525: HFA(1)
Nexus standard, change to - HB 461
Occupation
- license tax, administration of - HB 838: HFA(2)
- tax, definition of compensation - HB 838: HFA(1)

Occupational license tax, uniform administration of - HB 838; HB 838: HCS
Omitted property, interest on - HB 448
Omnibus revisions related to the new economy initiatives - HB 525
Premium surcharge, estimate tax and report of actual - SB 187: SCS
Property
- tax assessments, proposed constitutional amendment relating to - HB 237
- tax, computation of state tax rate - HB 825: HFA(4)
- tax, delete state rate freeze - HB 825: HFA(3)
- tax, delinquent taxes - SB 138; SB 138: HCS
- tax, exemption of motor vehicles - HB 404
- tax, school districts - HB 869
- tax, state rate on real property, exclusion of new property for compensating rate - HB 243
- tax, unmined minerals, exemption - HB 137
- taxes, real property, allow prepayment for five years - HB 440

Provider tax, nursing workforce foundation, delete funding for - SB 289: SCS
Real
- estate transfer tax, allow county without occupational tax to levy - HB 825: HFA (2)
- property tax exemption, proposed constitutional amendment - HB 230

Research facilities, tax credits - HB 525: HFA(2)
Room
- tax, imposition of by counties of with a first class city - HB 679: SFA(2)
- tax, imposition of by counties with a first class city - HB 679: SFA(1),(4)

Sales
- and use tax, exemption for fuels used in manufacturing - HB 780
- and use tax, manufactured and mobile homes, exemption for 50% - HB 151
- and use, collection and remittance of - HB 268
- and use, motor coaches, exemption of - HB 547
- tax holiday, creation of - HB 20
- tax, coal-fired electric generation facility exemption for - HB 635
- tax, definition of gross receipts and sales price - HB 290
- tax, exemption of deer and elk farming, emergency - HB 517: HFA(1)
- tax, straw, exempt for equine use - HB 61: HFA(1)
- tax, unbundled gas, taxation of - HB 825: HFA(5)
- tax, uranium, exemption of - HB 294

Small group health insurance policies, repeal of municipal insurance premium tax - HB 660
Special fuel surtax for motor vehicles over 26,000 pounds - HB 206
State tax credit for rehabilitation of structures - HB 600: HFA(4)
Straw, sales tax, exemption of - HB 61

Taxation Continued

Synthetic fuel produced, tax on - HB 612
Tax
  amnesty program - HB 614; HB 614: HCS
  base agreements, counties - HB 314: SCS
  base coordination agreement, mediation of - HB 314: HFA(1)
  changes, comprehensive - HB 794
  credits for certain investments - HB 762
  reform, comprehensive - HB 825: HCS
Telephone companies, ax on - HB 826
Ticket surcharge in 1st class cities and consolidated local governments - HB 127
Tourism
  Development Act, deletion of sunset provision - HB 284
  Development Act, relating to certification and approved costs - HB 284: HCS
Transient room tax - HB 679
Use tax, collection of - HB 754; HB 507: HFA (6)
Value-added hardwood products industry, technology and environmental tax credit - HB 542
Weight distance tax, elimination - HB 12: SFA(2)

Taxation, Income--Corporate

Biotechnology development, tax credits for - HB 683
Cell towers, tax incentive for providers to build in Eastern Kentucky - HB 860
Certified public accountants, authority to act as agent for corporation income tax registration - HB 273
Credit, limitation of - HB 542: HFA(1)
Franchise value, exemption from - HB 826
Hardwood products, tax credit for - HB 542: HCS
Health insurance vouchers, deduction for - HB 280
Historic property rehabilitation and construction, tax credits for - HB 606
Internal
  Revenue Code reference date update - HB 457
  Revenue Code reference date, application of - HB 243: HFA(1); HB 812: HFA (1)
Ky. Rural Economic Development Act, addition of limestone in manufacturing definition - HB 15
Land conservation, tax credits for - HB 797
Nexus standard, change to - HB 461, 794
Nexus, doing business standard - HB 825
Pharmacy tax credit, uncollected copayments - HB 283: SFA(1)
Tax amnesty program - HB 614; HB 614: HCS
Value-added hardwood products industry, technology and environmental tax credit - HB 542

Taxation, Income--Individual

Adult foster care, establish a legislative task force - HJR 205; HB 198: SCS
Biotechnology development, tax credits for - HB 683
Cell towers, tax incentive for providers to build in Eastern Kentucky - HB 860
Commuting, tax deduction for - HB 94
Contributions to school tuition organizations, credit for - HB 567
Credit for rehabilitation of structures - HB 600: HFA(4)
Earned income tax credit - HB 3, 354
Eligibility for credit, limitation of - HB 542: HFA(1)
Federal deductions and filing status, adoption of - HB 480, 710, 711, 712, 713
Fees for school extracurricular activities, credit for - HB 567
Firefighters, tax credit for - HB 271
Health insurance vouchers, deduction for - HB 280
Historic
  cemeteries, preservation grants funding, income tax refund check-off - HB 572
  property rehabilitation and construction, tax credits for - HB 606
Internal
  Revenue Code reference date update - HB 457
  Revenue Code reference date, application of - HB 243: HFA(1); HB 812: HFA (1)
  Revenue Code, update reference to - HB 457: HCA(1)
KET, tax refund designation for - HB 501: HFA(1)
Land conservation, tax credits for - HB 797
Low income tax credit, gross income threshold, increase - HB 179

Taxation, Income—Individual Continued

Pensions, urge Congress to exempt from tax - HCR 154
Pharmacy tax credit, uncollected copayments - HB 283: SFA(1)
Revenue Cabinet collection of support obligations, authority for - SB 133
Short-term nursing home insurance policies, statement included in - SB 41: HFA(3)
State tax credit for family care, study of - HCR 127
Tax
  amnesty program - HB 614; HB 614: HCS
  refund designation for KET - HB 501
Top rate, increase in - HB 794
Value-added hardwood products industry, technology and environmental tax credit - HB 542

Taxation, Property

Agricultural
  and horticultural land definition - SB 179: SFA(2)
  and horticultural land definition amended - SB 179: SFA(1)
  or horticultural land assessment - SB 179
Agriculture land definition, retain only aquaculture land use - SB 179: SFA(3)
Assessments, proposed constitutional amendment relating to - HB 237
Buses used for charter or tour services, exempt - HB 159
Certificates of delinquency, time of filing - SB 138: SCS
Compensating rate, exclusion of new property from - HB 794
Delinquent
  tax, exclude add-on fees from interest - SB 138: HCS
  taxes, exclusion of add-on fees - SB 138
Fire protection dues or fees added to tax bill when levied, lien for nonpayment - HB 483
Foreign trade zones, personal property tax exemptions - HB 715
Franchise value, exemption from - HB 826
Freeze on state rate, deletion of - HB 825: HFA(3)
Motor
  vehicle assessments, owner as of January 1, clarification - HB 812
  vehicle property tax, credit against state portion - HB 768: HFA(7)
  vehicle property taxes, credit against - HB 604
  vehicle tax, credit against - HB 710, 711, 712, 713
  vehicles, elimination of state ad valorem tax on - SB 193: HFA(8)
  vehicles, elimination of tax on - HB 480
  vehicles, exemption of - HB 404
  vehicles, partial refund for salvage titles, allowed - HB 269
Nonrefundable
  tax credits for neighborhood redevelopment housing program - HB 600
  tax credits for rehabilitation - HB 600
Omitted, interest on - HB 448
Property valuation administrators, training for - HB 120
Real
  property tax assessments, limits on - HB 373
  property tax exemption for prisoners of war, proposed constitutional amendment - HB 230
  property tax, rate freeze - HB 825
  property, allow prepayment for five years - HB 440
  property, computation of state tax rate - HB 825: HFA(4)
  property, exclusion of new property for compensating state rate - HB 243
Solid
  waste collection charge, may be placed on property tax bill - HB 174: HCS
  waste collection service charges, collection of - HB 28
Tax rate, school districts ability to raise - HB 869
Unmined
  minerals, exemption - HB 137
  minerals, method of assessment for tax - HB 243; HB 243: SFA (1)
  minerals, tax assessment - HB 243: HCS
Urban-county health department, ad valorem tax for - HB 464

Taxation, Sales and Use
Auctioneers, responsibilities for - HB 268
Certified public accountants, authority to act as agents, applications - HB 273
Coal-fired electric generation facility, exemption from - HB 635
Communications excise tax, imposition of - HB 865
Deer
 and elk farming, exemption - HB 517
 and elk farming, exemption of, emergency - HB 517: HFA(1)
Fuels used in manufacturing, exemption of - HB 780
Gross receipts and sales price, definition of - HB 290
Holiday, creation of - HB 20
Honeybees, exemption from - HB 185
Loaner or rental vehicles, alternative tax for - HB 325
Lodging facility, guest rooms, decreased number of - HB 372: HFA(2)
Manufactured and mobile homes, 50% exemption - HB 151
Materials purchased by a contractor for exempt institutions, exemption for - HB 735
Mobile telecommunications, taxation of - HB 634
Motor coach use tax, exemption of - HB 547
Nexus standard, change to - HB 461
Nexus, doing business standard - HB 825
Reimbursement for collection, limitation on - HB 825: HFA(5)
Sales tax, exempt repair and replacement parts for vehicles in excess of 55,000 pounds - HB 12: SCS
Straw,
 exempt for equine use - HB 61: HFA(1)
 exemption of - HB 61
Tourism
 Development Act, deletion of sunset provision - HB 284
 Development Act, relating to certification and approved costs - HB 284: HCS
 Development Act, tourism attraction, specific lodging facilities, inclusion of - HB 372
Uranium, exemption of - HB 294
Usage tax, exempt vehicles greater than 55,000 pounds - HB 12: SCS
Use tax, collection of - HB 754; HB 507: HFA (6)

Taxation, Severance
Coal
 severance tax, certified public accountant, authority to make application for client - HB 273
 severance, moneys in excess of est. deposited to the Local Gov. Water & Sewage Fund - HB 646
Coal, distribution of - HB 406
Counties,
 return of severance tax - HB 768: HFA(23)
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County projects funded from coal severance tax money - HB 507: SCA(2),(3)
Mineral severance tax, tar sands not exempt - HB 457: SCS

Teachers
Advanced placement courses - SB 74: HCS
CATS rewards distributed among certified and classified staff - HB 591
Civil liability for damages for acts or omissions in supervising students - HB 238
Community and technical college teacher salaries - SB 163: SFA(2)
Compensation - HB 402
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Education
 Professional Standards Board, confirmation, Doris S. Barlow - HCR 55
 Professional Standards Board, confirmation, M. Mark Wasicsko - HCR 52
 Professional Standards Board, disciplinary actions - HB 528
 Professional Standards Board, teaching certificates - HB 528: HFA(1)
Equity
 in hiring in the public schools - SB 167
 in hiring, public schools - SB 167: SCS
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Grievance and appeals procedures - HB 669

Teachers Continued

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Home study programs, requirements for teachers - HB 54
Instructional obligations - HB 139
Kentucky
 Group Health Insurance Board, addition of teacher - HB 163: HCA(1)
 Housing Corporation benefits, teachers eligible for - SB 45
 Teachers Retirement System - HB 637: HFA(2)
 Teachers' Retirement System - HB 637: SCA(1)
 Teachers' Retirement System, final salary calculation - SB 190
 Teachers' Retirement System, Social Security Act's penalizing of - HCR 158
Leaves of absence granted by school board - HB 522
Medications and health care in schools, provision of - HB 126; HB 126: HFA (1)
Monetary incentives to pursue national certification, teacher eligibility - SB 163; HB 168
National
 board certified teacher - HB 443: HCS
 Board for Professional Teaching standards, eligibility for monetary incentives - HB 168: HCS
Nonpublic schools, voluntary criminal background checks - HB 595
Paperwork requirements - HB 669
Psychotropic drugs, training and education relating to - HJR 160
Resignation, time for submitting notice, reduced, expanded to apply 12 months a year - HB 410
Retired teachers, reemployment, limits removed - HB 253
Retirement,
 disability review - HB 148
 survivor benefits, death in the line of duty - HB 438
Salary for legislative and teacher combined when calculating teachers retirement benefit - HB 827
Salary, appointment and responsibility, notification dates - HB 332: HCS
School
 calendar, salary increased required when lengthening - HB 573
 calendar, use of day for parent and teacher conferences - HCR 69: HCS
 council, submission of qualified teacher applicants pending certification to - HB 55: HCS
 district employees, flexible spending accounts - HB 361
 employees, assault upon - SB 80
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School-based decision making council, prohibit involuntary transfer of teacher member - HB 722
Staffing reductions, teachers - HB 331
State group health insurance, nonparticipating employers adjustment fee - HB 846: HCS
State-sponsored health insurance program, Legislative Research Commission to conduct study of - HB 846: HFA(1)
Student records maintenance - HB 669
Substitute teachers, qualifications for - SB 254
Teacher
 certification, conditional certificate - SB 192
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Teachers'
 certification, conditional certificate - SB 192: SCS
 Retirement, disability benefits - HB 637: HFA(1)
Teachers,
 compensation plans for - HCR 69
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Achievement gaps in the public schools, reducing - SB 168: SCS
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 to all county legislative bodies - HB 144: SFA(1)

Technical Corrections Continued

 to all county legislative bodies and to county correctional facilities - HB 333: SFA(1)
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Asthma medications in schools, self-administration by students - HB 353: HCS
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Child identification, fees to AOC - HB 106: SFA(2)
Compounding a crime - HB 815
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Conform internal references and language - HB 77: HFA(1)
Conforming language - HB 393: HFA(1)
Contract review, omnibus revision - SB 31: SFA(1)
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Court cost distribution fund - HB 452: HFA(1)
Criminal conspiracy - HB 356
Durable power of attorney, attorney in fact acting under - HB 198: SFA(1)
Electronic health network - HB 375: HFA(1)
Energy Efficiency Program for State Government buildings, goal of Commonwealth - SB 61: SFA(1)
Gender neutral references, establish - HB 433
Gender-neutral
 reference, establish - HB 814
 references, special judges, appointment - HB 382
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HB
 164 - HB 164: HCA(1)
 189 - HB 189: HCS(1)
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 283/GA - HB 283: SCS
 294 - HB 294: HCS, HCA (1)
 325/HCS - HB 325: HCS
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 748/HCS - HB 748: HFA(2)
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Health insurance, group - HB 721: HCA(1)
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HJR3, change "PGA Tour Professional" to "State Representative" - HJR 3: HFA(1)
Instructional materials for students with disabilities - SB 243: HCS
Internal references and references to regulations, conform - HB 523: HFA(1)
Kentucky Community Technical College System - HB 135: HCS
Make
 internal changes to conform - HB 145: HFA(1)
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Methamphetamine precursor, or combination of drug products - HB 644: SFA(1)
Military affairs, executive director - HB 62: HFA(1)
Nursing Incentive Scholarship Fund Grant Review Committee, composition of - HB 376: SCS
Private nuisance - HB 384
Real estate appraisers, fees, duplicate subsections - SB 232
Remove the word "infer" from Section 2 - HB 668: SCA(1)
Replace transferee with licensee - SB 139: HFA(5)
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Runoff primaries, elimination of - HB 22: HCA(1)

Technical Corrections Continued

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 45/SCS - SB 45: SFA(1)
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Small claims - HB 365 - HB 365: HCS
State Personnel Board, gender-specific references, eliminate - HB 397
Study Group - HB 816
Substitute teachers - SB 254: SCS
Surface Mining violation, legal occupant of adjacent property - HB 809: HCA(1)
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Television and Radio

KET, tax refund designation for - HB 501: HFA(1)
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City Utility Commission members, increase allowable compensation for - HB 215: HFA(1)
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 1/GA - HB 1: SFA(10)
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 100/GA - HB 100: SCA(1)
 103 - HB 103: HFA(2)
 106/GA - HB 106: SFA(4)
 108/GA - HB 108: SFA(2)
 119 - HB 119: HFA(2)
 12, SCS - HB 12: SCA(1)
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 138/GA - HB 138: SFA(4)
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 161 - HB 161: HCA(1), HFA (4)
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 177 - HB 177: HCA(1)
 191 - HB 191: HCA(1)
 200 - HB 200: HCA(1)
 201 - HB 201: HCA(1)
 202 - HB 202: SCA(1)
 211 - HB 211: SFA(2)
 23/GA - HB 23: SCA(1)
 243 - HB 243: HCA(1)
 249/GA - HB 249: SFA(2)
 258 - HB 258: HCA(1)
 26 - HB 26: SCA(1), SFA (2),(5); HCR 26: SCA (1)
 260 - HB 260: HCA(1)
 270 - HB 270: SFA(4),(8)
 270/GA - HB 270: SFA(2)
 316 - HB 316: SFA(2)
 319 - HB 319: HCA(1)
 329 - HB 329: SCA(3)
 339 - HB 339: SCA(1)
 34 - HB 34: HCA(1)
 351 - HB 351: SFA(2)
 372/GA - HB 372: SCA(2)
 390/SCS - HB 390: SFA(2)
 4 - HB 4: HFA(1)
 405 - HB 405: HCA(1)

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408 - HB 408: HCA(1)
418 - HB 418: SFA(2)
436 - HB 436: SFA(2)
442 - HB 442: SFA(2)
443 - HB 443: HCA(1)
455 - HB 455: HCA(1)
464 - HB 464: SFA(2)
467 - HB 467: SFA(2)
470 - HB 470: SFA(6)
478 - HB 478: HCA(1)
501 - HB 501: HFA(2)
503/GA - HB 503: SFA(2)
510 - HB 510: HCA(1)
517 - HB 517: HFA(2)
519/GA - HB 519: SFA(2),(4)
521 - HB 521: SCA(1)
549 - HB 549: SFA(2)
553 - HB 553: SFA(4)
559 - HB 559: SCA(1)
588 - HB 588: HCA(1)
598 - HB 598: HFA(5)
600 - HB 600: HCA(1)
611 - HB 611: SCA(2)
637/GA - HB 637: SFA(8)
648 - HB 648: HCA(1)
661/GA - HB 661: SCA(1), SFA (3)
67 - HB 67: HCA(1), HFA (2)
673 - HB 673: SFA(2)
68 - HB 68: HCA(1)
681 - HB 681: SFA(2)
685 - HB 685: HCA(1)
688 - HB 688: HCA(1)
702 - HB 702: HCA(1)
708/GA - HB 708: SCA(2)
746 - HB 746: HCA(1)
75 - HB 75: SFA(2)
755 - HB 755: SFA(2)
76 - HB 76: SCA(2), HCA (1)
763 - HB 763: SFA(2)
768 - HB 768: HFA(8),(10),(22),(33),(49),(51)
77 - HB 77: HFA(4)
783 - HB 873: HCA(1)
801 - HB 801: HCA(1)
805 - HB 805: HCA(1)
809/GA - HB 809: SCA(2)
812 - HB 812: HFA(2)
819 - HB 819: HCA(1), HFA (1)
839 - HB 839: HCA(1)
842 - HB 842: SFA(2), HFA (1)
857 - HB 857: HFA(1)
97 - HB 97: SFA(2),(4)
98 - HB 98: SFA(2)
HB77 - HB 77: HFA(2)
HBO 455 - HB 455: SFA(1)
HCR
13 - HCR 13: SFA(2)
136 - HCR 136: HCA(1)
159 - HCR 159: HCA(1)
177 - HCR 177: SFA(3)
177, education studies - HCR 177: SCA(1)
244 - HCR 244: SFA(2)

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HJR
 148 - HJR 148: HCA(1)
 181/GA - HJR 181: SCA(1)
 24 - HJR 24: HFA(2)
 77 - HJR 77: SFA(2)
Honoring memory of Alvin C. Poweleit, M.D. - SJR 3: SCA(1)
Make title amendment. - HB 470: SFA(5)
SB
 100 - SB 100: SFA(3)
 101 - SB 101: SCA(1)
 101/GA - SB 101: HFA(2)
 11 - SB 11: SCA(1)
 120/GA - SB 120: HFA(1)
 126 - SB 126: SCA(1)
 126/GA - SB 126: HFA(2)
 13 - SB 13: SCA(1)
 130 - SB 130: HFA(2)
 130/GA - SB 130: HFA(4)
 132 - SB 132: HFA(2),(4),(6),(9),(10)
 138 - SB 138: SCA(1)
 142 - SB 142: HCA(1)
 147 - SB 147: HFA(2)
 150/GA - SB 150: HFA(1)
 165/GA - SB 165: HFA(2)
 169 - SB 169: HFA(5)
 169/GA Copy - SB 169: HFA(2)
 180 - SB 180: HCA(2)
 184 - SB 184: HFA(5)
 184/GA - SB 184: HCA(1), HFA (2)
 192/GA - SB 192: HFA(2)
 193 - SB 193: SCA(2), HCA (1), HFA (6)
 196 - SB 196: HFA(3)
 2 - SB 2: HFA(3)
 207 - SB 207: SCA(1)
 211/GA - SB 211: HFA(2)
 219 - SB 219: HFA(2)
 238/GA - SB 238: HCA(1), HFA (3)
 254 - SB 254: HFA(2),(5)
 257 - SB 257: SFA(5), HFA (16)
 257/GA - SB 257: HFA(14)
 33/GA - SB 33: HCA(1)
 45 - SB 45: HFA(2)
 56 - SB 56: SFA(3)
 65 - SB 65: SCA(1)
 66 - SB 66: SCA(1)
 74 - SB 74: HFA(1)
 90 - SB 90: SFA(3)
 97 - SB 97: SCA(1)
Senate Bill 55/GA - SB 55: HCA(1)
SJR
 1 - SJR 1: SCA(1)
 109/GA - SJR 109: HFA(2)
 16 - SJR 16: HCA(2)
 16/FCCR - SJR 16: FCCR
 2 - SJR 2: SFA(2)
 24 - SJR 24: SCA(1)
 24/GA - SJR 24: HCA(1)
 3 - SJR 3: SCA(1)
Title - HB 48: HCA(1); HB 88: HFA (2); HB 272: HCA (1); HB 768: HFA (16)
Vital records - HB 523: HCA(1)

Tobacco

Cigarette
  retailers, right to contract with suppliers - HB 682
  tax increase, and new tax on smokeless, loose, and other tobacco - HB 677
  tax increase, smokeless, loose, and other tobacco, impose tax - HB 677: HFA(1)
County
  agricultural development councils, funds, allocation and authority over county portion of - SB 201
  agricultural development councils, unanticipated income retained and terms staggered - SB 201: SCS
Kentucky Agency for Substance Abuse Policy, membership and duties of - SB 2; SB 2: HCS, HFA (2),(4),(6),(7),(9),(10),(11),(12),(13),(14),(15)
Master
  settlement agreement funds, reallocation of - HB 17
  Settlement Agreement, agricultural development board, name clarification - HB 347
  Settlement Agreement, agricultural development council, name clarification - HB 347
  Settlement Agreement, agricultural development fund, name clarification - HB 347
Minors, access, retail establishments, inspections, ABC, Federal Public Health Service Act, report - HB 436
Tobacco
  Health and Research Institute, reorganization of - SB 86
  Settlement Agreement Fund Oversight Committee, membership, co-chairs - HB 347: SFA(1)
  Settlement Funds, transferring - HB 507: HFA(16)
  Task Force, reauthorization of - SCR 47; HCR 95

Tourism

Agritourism
  Advisory Council, additional members - HB 654: HCA(1), HFA (2)
  Advisory Council, additional members and qualifications, staggered terms - HB 654: HFA(1)
Cave Run Lake, feasibility of a state lodge - HJR 93
Coal county improvement fund, grants for - HB 612
Commercial concessions in state parks - HB 204
Economic development tax incentives, omnibus revisions, relating to - HB 602
Hatfield-McCoy Rec Area, expansion into KY, feasibility and cost, study of, Tourism Dev. Cabinet - HJR 30
Historic stone fences, documentation of - HCR 109
Kentucky
  Department of Travel, Commissioner Bob Stewart, honoring - HR 303
  Historical Society, attachment to, membership change - SB 229; SB 229: SFA (1); HB 737: HCS
Lewis and Clark Bicentennial Commission, establishment of - SB 229; HB 737
Lexington/Big Sandy Rail Trail task force, creation of - SCR 92
Lodging facility, guest rooms, decreased number of - HB 372: HFA(2)
Monroe, Bill, birthplace of, state park construction, feasibility study - SCR 157
National Underground Railroad Freedom Center, establishment and promotion of - HR 119
Office of Agritourism, Agritourism Advisory Council, creation of - HB 654
Official state outdoor drama, Pioneer Playhouse, designation of - HB 607
Pine
  Mountain Trail State Park, boundaries, land use and requirements - HB 556: HCS
  Mountain Trail State Park, establishment of, land use, ownership and lease - HB 556
Qualified lodging facilities - HB 372: HFA(1)
Reauthorize TF on funding for Wildlife Conservation - HCR 125
Retail alcohol sales, souvenir bottles for on-premises business events at distillery - HB 605: HCS
Room
  tax, imposition of by counties of with a first class city - HB 679: SFA(2)
  tax, imposition of by counties with a first class city - HB 679: SFA(1),(4)
State
  park concessions, master agreements, study of - HB 204: HCS
  parks, camping fees, exemption for disabled and disabled veterans - HB 105
Tourism
  and convention commissions, audit and accounting procedures - HB 719
  and economic development, full gaming facilities established - HB 768: HFA(52)
  Development Act, definition of tourism attraction - HB 372: SCS

Tourism Continued

  Development Act, deletion of sunset provision - HB 284
  Development Act, remove sunset provision - HB 372: SCS
  Development Act, tourism attraction, specific lodging facilities, inclusion of - HB 372
Trail boundary criteria, broadening of - HB 556: HFA(1),(2)
Transient room tax for African American Heritage Museum - HB 679: SFA(3)

Trade Practices and Retailing

Alcoholic beverages, distilleries, souvenir retail liquor license, sales, business entities - HB 605
Cigarette retailers, right to contract with suppliers - HB 682
Credit
  card information, restrictions on, and penalties for theft of - HB 65: HCS(1)
  card receipts, deletion on information - HB 65
Farm implement dealers, relations with manufacturers and distributors - SB 124
Hearing aids, direct sales to consumer, prohibition - HB 252
Issuance of emergency declaration, notification of - HB 129: HFA(2)
Mail solicitation, use of indorsable checks - HB 688
Mechanics' and materialman's lien - HB 171
Monitoring a private conversation, exception to law prohibiting - HB 119: HFA(3)
Motor fuel sales, fair competition act - HB 435
Nonprofit agencies, food distribution program for - HB 746: HCS
Price
  gouging - HB 83
  gouging following a terrorist act, prohibition of - HB 129: HFA(1)
  gouging following terrorist act, prohibition of - HB 129: HCS
Restaurant premises, wine consumption on - SB 123
Retail trade protection, crimes pertaining to - HB 414
Sales tax holiday, creation of - HB 20
Services
  affecting warranty, notification to buyer prior to commencement - HB 51
  impacting warranty, seller's duty to ascertain impact from manufacturer - HB 51
Shoplifting, civil penalties - HB 475
Signed document on willingness to proceed; evidence of complying with notice requirements - HB 51
Small claims court, number of claims - HB 365: HFA(1)
Telephone
  solicitation, cable companies, exemption for - HB 47: HFA(4)
  solicitation, Definition of - HB 47: HFA(7),(8)
  solicitation, regulation and definition of - HB 47; HB 47: HFA (1),(2)
  solicitation, regulation of - HB 47: HCS, HFA (3),(5),(6)
Terrorist act, price freeze following - HB 129
Tobacco products, minors, inspections, ABC, Federal Public Health Service Act - HB 436
Tourism
  Development Act, deletion of sunset provision - HB 284
  Development Act, relating to certification and approved costs - HB 284: HCS
Unsolicited e-mails and faxes, regulation of - HB 466

Traffic Safety

Child booster seats, use requirement for children under 4 ft. 9 in and 80 pounds - HB 195
Commercial
  driver training schools, omnibus revision - HB 190; HB 190: HCS (1)
  driver's license driver training instructor, evidence of good moral character - HB 190: SCA(1)
County roads, speed limits on - HB 186
Leaving the scene of an accident - HB 639: HCS
Low beam headlights, use required when windshield wipers are on - HB 666
Motor vehicles, use of hand-held mobile telephones while driving, prohibition - HB 128
Public safety vehicles, motorists to yield when approaching on shoulder - HB 341
Speeding violations, fines for - HB 581

Transportation

"Silver Star Highway," designation - HJR 140
12th St Bridge, Kenton Co., Dr. Poweleit, renamed for - SJR 3
15 1/2 years olds, instruction permit application, allowed if enrolled in driver's ed - HB 550

Transportation Continued

Academic scholars, allow to apply for instruction permit at age 15 - HB 856
Airport acoustic nuisance area, compensation for persons residing in - HB 460
Alzheimer's disease, Safe Return Day, declaration of - HR 90
Applicants for driver's license or i.d. card, requirement to be U.S. citizen - HB 188: HCS(1)
Application process for a driver's license or i.d. card, omnibus revision - HB 188
Aviation Museum of Kentucky, erect signs for - SB 238: HFA(6)
Background checks for CDL, Transportation Cabinet review of - HB 189: HCS(1)
Barkley Regional Airport, urge support of - HR 234
Boat accident reporting threshold and safe boating class - HB 453
Bridges on I-275 in Kenton County, name after Dr. Poweleit - SJR 3: SCS
Building
  materials, allow overweight vehicles to haul on state roads without a permit - HB 12
  materials, limit routes when hauling if vehicle exceeds width and bridge limits - HB 12: HFA(5),(6)
  materials, wood products, allow to transport without a permit - HB 316: SFA(3)
Buoys and signs restricting vessels, establish procedures to regulate - HB 558
Businesses eligible for a specific service highway sign, inclusion of shopping malls - SB 238
Car insurance refund, compliance with seat belt law - HB 68: HFA(4)
CDL
  applicants, background check required - HB 189
  application, clarify information on background check - HB 189: SFA(4); HB 190: SFA (2)
  skills test, allow third party examiner to charge not more than $100 to conduct - HB 189: SFA(2)
CDL,
  background check, exempt person on renewal if one has been done in past ninety days - HB 189: SFA(1)
  third party exams, require KCTCS to conduct - HB 189: SFA(3)
Checkpoints, regulation of - HB 380
Child
  booster seats, require for children under 4 ft. 9 inches - HB 18
  booster seats, use requirement for children under 4 ft. 9 in and 80 pounds - HB 195
  identification, create program for - HB 106
CHOOSE
  LIFE license plate, creation - SB 255
  LIFE license plate, direct additional funds to pregnancy care centers - SB 255: SCS
  LIFE OR CHOOSE CHOICE special license plates, establish - SB 255: SFA(1)
Colored materials in crosswalks, direct Transportation Cabinet to request a waiver to use - HB 106: SFA(3)
Commercial
  driver training schools, omnibus revision - HB 190; HB 190: HCS (1)
  driver's license applicants, citizenship requirements and background checks - HB 189
  driver's license driver training instructor, evidence of good moral character - HB 190: SCA(1)
  driver's license, hazardous materials endorsement - HB 257
  driver's licensing, omnibus revision - HB 189: HCS(2)
  driving schools, omnibus revision - HB 190: HCS(2)
Community signs, require installation if requested - SB 238: HFA(1),(2)
Concealed deadly weapon, carrying at airport - HB 228: HFA(1)
Connector road in Virgie, Ky., rename in honor of N. Clayton Little - SJR 23
County roads, speed limits on - HB 186
Deletion of appropriation - SB 55: HCS
Denial of CDL, require Transportation Cabinet to establish conditions by regulation - HB 189: HFA(1)
Dr. R. R. Evans Memorial Bridge, designate - HJR 170
Driver training schools, clarify instruction permit is issued prior to background check - HB 189: HFA(2)
Drivers license, revocation - HB 100: HFA(1)
Driver's
  license, Selective Service System - HB 117
  licenses and ID cards, acceptable proof of residency - HB 188: HFA(3)
  licenses, procedures to issue, omnibus revision - HB 188: HCS(2)
  licenses, study process for issuance - HB 867: HFA(1)
DUI license revocation, ignition interlock device - HB 652
Electric vehicles with 3 wheels, classify as an automobile and not a motorcycle - HB 12: SFA(3)
Emergency traffic control plans, allow businesses to file with the Transportation Cabinet - HB 830
EMS, person with mental disability not transported by - SB 196: HFA(1)
Federal Highway funds, distribution of funds lost through federal air quality violations - HB 618: SFA(2)
Golf carts, use on non-divided highways during daylight hours allowed - HB 806
Graduated driver's license provisions, omnibus revision - HB 89

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Hauling building materials, limit access based upon road width and bridge limits - HB 12: HFA(1)
Highway
 projects, bid advertisements, life-cycle cost analysis required - HB 577
 projects, Muhlenberg County - HB 507: HFA(4)
Historic
 vehicles, exemption from inspection, salvage title, and rebuilt title procedures - HB 506
 vehicles, VIN inspection only if brought into KY - HB 506: HCS
Human
 service transportation delivery system, omnibus revision - HB 731
 service transportation delivery, definition of - HB 731: HCS
I-275 bridges in Kenton Co., name in memory of Dr. Alvin C. Poweleit - HJR 79
I-64 from Ashland to Louisville, Purple Heart Highway, naming of - SJR 2
Inspection of cars, require inspections to be honored between counties - HB 316: HCS
Inspections of motor vehicles, require to be honored in all counties - SB 238: HCS
Instruction permit, increase time of possession - HB 85
KY
 15 in Letcher Co., name the "Paul Mason Memorial Highway" - HJR 37
 1526, Bullitt County, "Myers Farm Parkway" - HJR 35
 1747, Jefferson Co., name a bridge in memory of Peyton Hoge III - HJR 9
 693, Greenup Co., Sergeant Beverly "Verly" Miller, bridge named for - SJR 39
 81 in McLean County, named in honor of John Rowan - HJR 178
 980, name a segment in Allen County the Veterans Memorial Highway - HJR 157
Leaving the scene of an accident where death or serious injury is involved, increase penalties - HB 639
Lee Trover Todd Highway, change location of signs to be erected - HJR 4: HCS
Licenses suspended in another state, issue a KY license if certain conditions are met - HB 426: HCS
Low beam headlights, use required when windshield wipers are on - HB 666
Mandatory seat belt law, primary enforcement, courtesy warnings until 7/1/2004 - HB 68: HCS(1)
Military
 license plate, combination with personalized plate - SB 107
 license plate, permit combination with personalized plate - SB 107: SCS
Mobile telephones, prohibit use of hand-held - HB 71
Motor
 coach use tax, exemption of - HB 547
 fuel rebates for taxi cab companies in consolidated and urban-county governments - SB 242: HFA(1)
 vehicle equipment, prohibition against red or blue lights visible from front of vehicle - HB 504
 vehicle operator's license, refugees and asylum, requirements for - HB 188: HFA(2)
 vehicles, driver's license, organ nondonation, indicated on - HB 843
Motorcycle Awareness Month, designate May 2002 as - HR 193
Motorcycles, omnibus revision of provisions relating to - HB 190: SFA(3); HB 316: SFA (1); HB 755: SFA (1),(3)
Myers Farm Parkway in Bullitt County, change segment of KY 1526 being named - HJR 35: HCS
New bridge in Breathitt County, change name - SJR 16: HCA(1)
Non-coal mining activity, permit requirements for - HB 118
Off-road motorcycle & ATV Task Force, add a member to represent area development districts - HCR 161: HFA(1),(2)
Off-Road Motorcycle and All-Terrain Vehicle Task Force, establish - HCR 161
Operator's
 license, information required for - HB 188: HFA(1)
 license, suspensions for violations in other states, limitation - HB 426
 licenses and ID cards, issuance provisions for noncitizens, revisions - HB 188: SCS
 licenses, Social Security requirement for application, documents used for foreign ID - HB 205
Out-of-state vehicles, inspection prior to titling - HB 316
Paris By-Pass in Bourbon Co., rename Thoroughbred Run - HJR 102
Parking illegally in a handicapped space, establish fine - HB 413: HFA(1),(2)
Pick-up trucks 6,000 lbs. and greater, exempt from seat belt law - HB 68: HFA(3)
Primary seat belt enforcement, omnibus revision - HB 68: HCS(2)
Private landing strips, authorize under special conditions - HB 387: SFA(1),(2)
Property tax exemption, buses used for charter or tour services - HB 159
PTA
 license plate, creation - HB 254
 license plates, change entity charged with disbursing funds - HB 254: HFA(1),(2)
Purple
 Heart Highway, change references to Purple Heart Trail - SJR 2: SFA(1)
 Heart Trail, add provisions naming I-64 - HJR 77: SFA(1)

Transportation Continued

Railroad
  crews, mandatory time off after seven consecutive work days - HB 463
  crossings, increase required stopping distances for vehicles - HB 498
Regulation of taxicabs - SB 184: HCS; HB 839: HCS
Rest Areas, require POW/MIA flag to be flown - HB 274
Revenues to issue driver's licenses, increase - HB 867
Road
  Plan projects for Fiscal Years 2005-2008 - HJR 214
  sign, Pikeville, honoring Robert Damron - HJR 3
Roebling suspension bridge, require to be painted wildcat blue - HJR 175
Salvage
  title assignments, permit insurance company to perform - HB 685; SB 238: HFA (5)
  titles, handle the same as a speed title - HB 685: HCS
  vehicles, brand title on assignments made by an insurance company - HB 685: HFA(2),(3),(4)
  vehicles, treat titles the same as a speed title - SB 238: HFA(4)
Seat
  belt signs on interstates, mandate placement of - HB 68: HFA(2)
  belt violation, triple insurance deductible - HB 68: HFA(6),(8)
  belt violations, fine exempt from court costs if prepaid - HB 68: HFA(1)
Semitrailers, establish a speed limit of 55 m.p.h. on interstates and other four-lane highways - HB 500
Shot rock, authorize the use of in the construction of county roads - HB 741
Single A highways, county authority to direct lowered weight and speed limits - HB 63
SJR 16, conference committee report - SJR 16: CCR
Speed titles, change fee for all types issued - HB 685: HFA(1)
Speeding violations, fines for - HB 581
State roads, name in memory of state troopers killed in the line of duty - SB 18
Stopping distances at railroad crossings, procedures for limited visibility - HB 498: HCS
Task force to study issuance of drivers licenses, create - HCR 220
Taxicab regulation, delete reference to regulation of taxes - SB 242: SFA(1)
Taxicabs, regulatory authority, conditions for grant to certain local governments - SB 242; HB 839
Teenage
  drinking and driving, Cabinet for Health Services, permissive study by - HJR 191: SCS
  drinking and driving, Cabinet for Health Services, study by - HJR 191
Titling vehicles purchased out of state, expand categories of persons - HB 316: HFA(1),(2)
Transportation
  Cabinet, reorganization - HB 411
  needs at Lake Cumberland - HJR 122
Truck
  weight limit exceptions for building materials, exempt counties with more than 20,000 pop. - HB 12: HFA(3)
  weight limit exceptions for building materials, exempt counties with more than 25,000 pop. - HB 12: HFA(4)
  weight limit exceptions for building materials, exempt counties with more than 30,000 pop. - HB 12: HFA(2)
Type and number of crew required to operate a train, establish - HB 278
U.S. 41 in Hopkins Co., name a segment in honor of Dr. Lee Trover Todd - HJR 4
Unlicensed household movers, prohibit advertising via the telephone - HB 570
US 23, Letcher Co., name a bridge in honor of Robert B. Collins - SJR 24: HCS
Vehicle emission testing programs, cars 4 years and newer, exemption - HB 46
Vehicles transporting to Fish & Wildlife event or camp, exempt from regulation as a motor carrier - HB 755
Weight distance tax, elimination - HB 12: SFA(2)
Western Ky Veterans Memorial Bridge, name on KY 51 in Ballard County - HJR 85

Treasurer

Commonwealth Individual Development Account Programs - HB 454
Insurance on State Property - HB 247: HCS
Trust and agency account, "organic certification fund", establishment of - HB 350
Unclaimed property, fund for administration of program - HB 775

United States

2002 primary election cycle, suspension of deadlines, deletion of - HB 1: SFA(6),(7)
Army urged to destroy chemical weapons in Kentucky - HR 32
Cede concurrent criminal jurisdiction - HB 256
Concurrent jurisdiction, federal prisons - HB 143

United States Continued

Congress,
 Medicare, urge coverage of oral anti-cancer drugs in - HJR 189
 special education funding, support urged for - HCR 49
Congressional districts, statewide plan - SB 65: SCS; HB 1: SFA (3),(7)
Drugs,
 advertising, urging federal restrictions on - HCR 36
 direct-to-consumer advertising, urging federal restrictions on - HCR 7
 direct-to-consumer, urging federal restrictions relating to all prescribers - HCR 7: HCS
Election deadlines, suspension of - SB 69: SCS
Encourage Congress to address issue of employment of undocumented foreigners - HCR 130
Filing
 deadline and primary election, suspension - SB 69
 deadline, change in - HB 1: SFA(11)
Foreign trade zones, personal property tax exemptions - HB 715
Kentucky
 flag, dipped only to the flag of the United States - SB 267: SCA(1)
 Teachers' Retirement System, Social Security Act's penalizing of - HCR 158
Refugees and asylum, operator's license, process for - HB 188: HFA(2)
Regional Service Center at Ashland Post Office, urge preservation of - HR 47
Second amendment, support of - HCR 43
U.S. Customs Service special agent, peace officer powers for - SB 59
Uniform offense report, what not to contain - HB 627

Universities and Colleges

"Information technology system," definition - HB 287
Animal torture, definition of, animal research exempted - HB 799
Campus safety and fire prevention - HB 829
Capital
 construction and equipment purchase contingency account - HB 288
 construction program, recommendations - HB 289
Cloning,
 exemption from - HB 138: SFA(5)
 pregnancy, prohibit if intended to initiate a - HB 138: SFA(1)
 prohibition as to humans - HB 138
Council on Postsecondary Education, membership, confirmation, John R. Hall - HCR 56
Government contract review, remove memorandum-of-agreement exemption - SB 31
Kentucky
 Access to Higher Education Network - HB 653; HB 653: HCS
 Community and Technical College System - SB 165; HB 135
 Community and Technical College System, salary schedule for the - HB 135: HFA(1)
 Community Technical College System - HB 135: HCS
 educational excellence scholarship awards, children of military personnel, eligibility - HB 59
 educational excellence scholarship, eligibility for - HB 59: HFA(2)
 educational excellence scholarship, pharmacy students, eligibility for - HB 59: HFA(1)
 Educational Excellence Scholarship, students attending out of state parochial schools - SB 73: SCA(1)
 State University, aquaculture appropriation - HB 507: HFA(23)
 Teachers' Retirement System, omnibus revisions - HB 637
Mentors, boards to adopt policies relating to - HB 299
New economy initiatives, venture capital and program procedure, clarification - HB 525: HFA(1)
Nursing
 scholarship, foundation to provide - SB 289
 scholarship, foundation, membership of - SB 289: SFA(1)
 workforce foundation, delete requirement for provider tax funding of - SB 289: SCS
Omnibus revisions related to the new economy initiatives - HB 525
Osteopathic scholarships - HB 329: SFA(4)
Pharmacist refusal to dispense, unlawful for discriminate for - SB 109
Postsecondary
 education, prepaid tuition program - HB 386
 institution assets, proposed transfer of - HB 322
 institution's capital construction project, authorization of - HR 259
 institution's proposed projects, authorization process for - HB 322: SCS
 institutions, Tuition waivers for dependents of veterans at - HB 112: HFA(2)

Universities and Colleges Continued

Retirement, state universities, security personnel to KERS hazardous - HB 568
Security personnel, join Kentucky Retirement Systems - HB 568: HCS
Small construction project bonding - HB 122
State
  colleges and universities, tuition waivers for dependents of veterans - HB 115
  facilities database and effective planning procedures - HB 286
Tobacco Health and Research Institute, reorganization of - SB 86
Tuition waiver, Kentucky veterans - HB 111
Tuition, waiver for dependents of non-resident veterans married to Kentucky residents - HB 112
University
  of Kentucky, study on cleanup standards - SB 193
  safety officers, join Kentucky Retirement Systems - SB 280: HCS

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Veterans' Affairs

Burial
  honor guard program for veteran's funerals, creation of - HB 231
  honor guard trust fund, creation of - HB 231
Coast Guard, birth or death certificates - HB 113
Dependents
  of non-resident veterans married to Kentucky residents, waiver of tuition - HB 112
  of veterans, waiver of postsecondary tuition for - HB 115
Dept. of Military Affairs funds from license plate, require Transportation Cabinet to forward - SB 107: HCS
Diplomas, awarding to World War II veterans - SB 188
Direct-care employees, exempt from salary schedules - HB 642
Discharge papers, recording with county clerk - SB 223: SFA(2)
Electronic
  gaming devices, distribution of gaming income, Department of Veterans' Affairs - HB 768: HFA(30)
  gaming devices, distribution of income, Department of Veterans' Affairs - HB 768: HFA(6),(29)
Fees for combination license plate, Veterans' Affairs to receive portion of - SB 107: SCS
Freedom
  tree, plaque honoring POW/MIAs - HB 583
  tree, plaque honoring POW/MIA's - HB 583: HCS
High school diplomas - SB 188: SFA(3)
I-64 from Ashland to Louisville, Purple Heart Highway, naming of - SJR 2
Kentucky
  State Defense Force - HB 647
  State Defense Force, urge activation - HCR 123
  Vietnam Veterans Memorial, POW/MIA flag to be flown at - SJR 1
Lottery game created, proceeds used for veteran's programs - HB 114
Memorials to Vietnam veterans on property owned by Commonwealth, POW/MIA flag to be flown - SJR 1: SCS
Military
  heritage sites and objects, preservation of - HB 62
  license plate, combination with personalized plate - SB 107
  license plate, permit combination with personalized plate - SB 107: SCS
National Guard and Reserves called to active duty, extension for filing Kentucky income taxes - SB 178
Nursing home in Perry County, authorization to name "Paul E. Patton Veterans' Home" - HJR 111
POW/MIA flag, require to be flown at rest areas - HB 274
Purple
  Heart Highway, change references to Purple Heart Trail - SJR 2: SFA(1)
  Heart Trail, add provisions naming I-64 - HJR 77: SFA(1)
Real property tax exemption for prisoners of war, proposed constitutional amendment - HB 230
Service records from county clerk's office, permit withdrawal of - SB 223; SB 223: SCA (1)
Soldiers' and Sailors' Civil Relief Act, National Guard, applicable to - HB 720
State
  employees called to military duty or training, leave - SB 14: SCS
  parks, camping fees, exemption for disabled and disabled veterans - HB 105
Subcommittee on Veterans' Affairs, reauthorization of - HCR 23
Tuition

Veterans' Affairs Continued

- waiver, Kentucky veterans - HB 111
- waivers at postsecondary education institutions for dependents of veterans - HB 112: HCA(1), HFA (1)
- Veterans personal loan program - HB 200: HCS
- Veterans'
  - personal loan program trust fund, creation of - HB 200
  - personal loan program, creation of - HB 200
- Veterans trust fund, charitable gaming fees - HB 116; HB 116: SCS
- Western Ky Veterans Memorial Bridge, name on KY 51 in Ballard County - HJR 85
- World
  - War !! veterans, high school diploma - HB 45: HFA(1)
  - War II veterans, awarding of high school diplomas - HB 45
  - War II veterans, high school diploma - SB 188: SCA(1),(2)

Veterinarians

- Animal torture, definition of, penalties for - HB 799
- Biennial license.renewal - SB 180
- Condition for licensure, student loan repayment status - HB 296
- Rabies immunization, administration of - HB 576

Wages and Hours

- Average hourly wage, calculation, exempt health care - HB 602: HFA(7)
- Base hourly wage, decrease percentage of federal minimum wage requirement - HB 602: HFA(6)
- City and county police, awarding of compensatory time in lieu of overtime pay - HB 609
- Jury service, excuse and compensation - HB 541
- Overtime
  - pay, authorize compensatory time in lieu of - HB 596: HCS
  - pay, authorize compensatory time in lieu of for county employees - HB 596
  - pay, exempt employees who are employed as a seaman - HB 474
- Overtime, nonsupervisory employees, prohibit by health facility - HB 732
- Prevailing wage determination, annual wage survey, provisions for - HB 632
- Railroad crews, mandatory time off after seven consecutive work days - HB 463
- Work shift, study of health facility employees - HB 732: HCS
- Workers'
  - compensation, average weekly wage, calculation - HB 782
  - compensation, termination of benefits - HB 832

Waste Management

- Cleanup of open dumps, abandoned landfills, funding and program for - HB 174: SCS
- Comprehensive program and funding for - SB 257: HFA(15)
- Counties to use surplus open dump cleanup funds for programs related to the environment - HB 174: HFA(3)
- Counties, universal collection system, requirement for - HB 28
- County sewers, PSC regulation, exclusion - HB 75
- Door-to-door collection, require to receive funding for open dump cleanup - HB 174: HFA(12)
- DUF6, to be converted - HCR 177: SFA(2); HCR 244: SFA (1)
- Environmental
  - impact fee, delete - HB 174: HFA(11)
  - impact fee, half-cent on each page of newspaper - HB 174: HFA(15)
- Fee funds, use of for solid waste collection and reduction and litter abatement - HB 174
- Financial assistance to counties, require 25% match prior to granting - HB 174: HFA(6)
- Funding
  - of solid waste program improvements, revise - HB 174: HFA(5),(14)
  - to counties and cities, encourage use for recycling - HB 174: HFA(13)
- Hazardous
  - waste assessment, continue past June 30, 2002 - HB 244
  - waste assessment, exemption from - HB 244: SCS
- Interstate highways, to be included in annual road cleanup - HB 174: HFA(2)
- Kentucky Parks Enhancement Fund, to receive surplus open dump cleanup funds - HB 174: HFA(4)
- Landfill clean up fund, funding of - SB 193: SCA(1)
- Litter cleanup on roads, funds for - HB 174: SCA(1)
- Plastic containers, recycling code labeling - HB 575
- Pride Fund, creation of - HB 174: HCS

Waste Management Continued

Retirement, Kentucky Retirement Systems, hazardous duty, solid waste positions in urban-counties - HB 352
Road clean programs, implementation of, and penalties for noncompliance - HB 174: HFA(1)
Sewage
  collection and treatment - HB 854: HFA(1)
  collection statutes, findings of General Assembly on and penalties for violation of - HB 854: HCA(1)
Solid
  waste coordinator, enforcement power for litter laws - HB 694
  waste program funding, revise by using highway contingency fund - HB 174: HFA(9)
Straight pipes, privies, cesspools, sinkholes, prohibition of - HB 854
Sunset of hazardous waste fee, change to June 30, 2004 - HB 244: HFA(1)
Waste
  tire amnesty program, defined - HB 422: HCA(1)
  tire fee, extended to 2006 with provision for waste tire amnesty program - HB 422
  tire fee, extended to July 31, 2006 - HB 536
  tire trust fund, playground equipment, rubber surfacing of - HB 422: SFA(1)

Water Supply

Agreements on managing water use, exclude privately owned water impoundments - SCR 17: HFA(3)
Area development districts and Rural Water Assoc., add to watershed task force - SCR 17: HFA(4)
Confidentiality of agriculture water quality plans, exclude from - HB 367: HFA(1)
Dedicated water transmission lines; designation of - HB 752
Director of Council of Area Development Districts, add to watershed task force - SCR 17: HFA(2)
Exempt ponds owned by the gentleman from Butler - SCR 17: HFA(1)
Exemption from water withdrawal permit requirement for power plants, deletion of - HB 738
Kentucky
  River Authority, water use fees, limit - HB 714
  Watershed Task Force, add Murray State Center for Reservoir Research - SCR 17: SFA(2)
  Watershed Task Force, creation - SCR 17
Mitigation measures for stream impacts from coal mines, urge consideration by agencies - HB 798: HCA(1)
Monthly estimates and warrants for payment, repeal of - HB 650
Orders of the PSC relating to water utilities, require consistency with Ky River Authority plans - HB 714: HFA(1)
Sewage collection and treatment - HB 854: HFA(1)
Sewers, connection to or on-site collection required of property owners - HB 854
Water
  districts, employee retirement coverage - HB 836
  quality certification process for coal mines, revise - HB 798
Watershed Task Force, add Farm Bureau, Resources Council, and WKU Water Resource Studies - SCR 17: SFA(1)

Waterways and Dams

Agreements on managing water use, exclude privately owned water impoundments - SCR 17: HFA(3)
Agriculture
  Water Quality Authority, allow disclosure to - HB 367: HFA(2)
  water quality plans and related documents, grant confidentiality to - HB 367
Area development districts and Rural Water Assoc., add to watershed task force - SCR 17: HFA(4)
Buoys and signs restricting vessels, establish procedures to regulate - HB 558
Director of Council of Area Development Districts, add to watershed task force - SCR 17: HFA(2)
Exempt ponds owned by the gentleman from Butler - SCR 17: HFA(1)
Exemption from water withdrawal permit requirement for power plants, deletion of - HB 738
Kentucky
  River Authority, water use fees, limit - HB 714
  Watershed Task Force, add Murray State Center for Reservoir Research - SCR 17: SFA(2)
  Watershed Task Force, creation - SCR 17
Mitigation measures for stream impacts from coal mines, urge consideration by agencies - HB 798: HCA(1)
Orders of the PSC relating to water utilities, require consistency with Ky River Authority plans - HB 714: HFA(1)
Water quality certification process for coal mines, revise - HB 798
Watershed
  Task Force, add Farm Bureau, Resources Council, and WKU Water Resource Studies - SCR 17: SFA(1)
  task force, add representative of Natural Resources Cabinet - SCR 17: HCS

Watts, Margaret

Elected Enrolling Clerk - p 1

Weights and Measures

National standards, conformance with - HB 399: HCA(2)
Weights and measures, national and Kentucky standards, amending reference source of - HB 430

Whitaker, J. O.

Elected Chief Doorkeeper - p 2

Wills, Trusts, and Estates

Filing of statement of consideration for real estate - HB 270
Informal
 settlement, accounting before execution of waiver - SB 262: FCCR
 settlements, provisions relating to waiver by beneficiary - HB 270: SFA(1)
Investments of trust funds, authorized - HB 358
Personal property exemption, increase to $15,000 - SB 260
Probate
 exemption, increase to $15,000 - SB 262: HCS
 of will, $15,000 personal property exemption - SB 262
Probate, informal settlement procedure - SB 262: HFA(1)
Real property, transfer of - HB 270: HFA(1)
Trusts, repeal rule against perpetuities - HB 50
Wrongful death, action to brought within two years of death - HB 552

Withdrawn Legislation

WITHDRAWN - HB 2, 8, 21, 24, 25, 42, 66, 80, 81, 90, 101, 123, 172, 173, 178, 216, 219, 220, 221, 259, 301, 326, 370, 472, 479, 494, 496, 497, 527, 530, 544, 569, 592, 608, 616, 623, 641, 674, 695, 776, 845, 862; HJR 17; HR 44; HJR 81; HCR 151; HR 196

Witnesses

Child sexual abuse victims - HB 167
Children's advocacy centers, provide civil immunity for - HB 393
Correctional employee as witness - HB 86: HFA(4)
Department of Juvenile Justice personnel, testimony in civil actions by deposition or in person - HB 144: HFA(1)
Participant in legal process, intimidation, retaliation - HB 571: HFA(1),(2)

Women

Abandoned infants, placement and custody, parental rights - SB 55, 57; HB 76
Assault, repeat offenders - SB 119
Breach of promise to marry, tort of - HB 601
Breast
 and cervical cancer, Medicaid coverage for - HB 41, 211; SB 56: SFA (1)
 and Cervical Cancer, Medicaid coverage for - SB 56
Breast-feeding, right in public or private places - HB 351
Child custody, standards and procedures relating to - HB 692
Civil rights, preemption of field by state - HB 392
Coverage for women's reproductive health benefits, insurer notification of - SB 38: HFA(1)
Criminal conspiracy - HB 356
Emergency
 protective order, expungement of - SB 97: HFA(1)
 protective orders, expungement of - SB 97
Fetal homicide - SB 115
First Lady Judi Patton, honor advocacy efforts - HR 287
Governor's policy for domestic violence & sexual assault in the workplace, urge adoption of by LRC - HCR 42
Health
 department, abortion, prohibition against dispensing medication or device causing - HB 67: HFA(3),(4)
 insurance, contraceptive devices and services, coverage for - HB 778
Incest - SB 119
Infertility, health benefit coverage of - HB 368
Informed
 consent, abortion, electronic technology use in obtaining - SB 151: SFA(1)
 consent, requirements before abortion procedure - SB 151

Women Continued

Lay midwife, permit for - HB 351: SFA(1)
Men, women, and children, when may defend against acts which are less than an assault - SB 227: HFA(1),(2)
Office of Women's Physical and Mental Health, grants and bequests to be accepted by - HB 327
Pharmacist, refusal to dispense medication or devices, clarification of - SB 109: SCS
School districts, review of personnel policies - SB 166
Sexual
 abuse, penalty increase for specified conduct - HB 30
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 offenses, age of consent - HB 462
 offenses, contact with victims - SB 227: HFA(13),(14)
 offenses, use of self-defense in - SB 227: HFA(7),(8),(9),(10),(11),(12)
 orientation and gender identity, discrimination based on, prohibition - HB 125
State employees, workplace violence awareness training and reporting, requirements for - HB 545: HCA(1)
Women's History Month, recognize March as - HR 228
Workplace
 violence awareness and prevention programs - HB 545
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Wrongful death, increase scope of action - HB 315

Workers' Compensation

Assessment
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 penalty waiver and determination of Special Fund assets, provisions for - HB 730: HCS
Benefits for heart and lung disease, presumption for firefighters - HB 104: HFA(2)
Black lung, benefit revisions - HB 348: SCS
Coal Workers' Pneumoconiosis (black lung) provisions, changes in - HB 348
CT Scan, diagnosing coal workers' pneumoconiosis, provisions for - HB 348: HFA(3)
Development of coal workers' pneumoconiosis, 15 yrs. work exp. in mining, presumption of - HB 348: SFA(2)
Employee average weekly wage, calculation - HB 782
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Fire protection sprinkler contractors, liability insurance for - SB 117
Firefighters, occupationally related heart or lung disease, presumption of - HB 104
Group self-insurance association method of reporting premium, waiver of 10 year ban on - HB 625
Income benefits, Social Security offset, for - HB 633
Legislator, occupationally-related mental health condition, presumption of - HB 104: HFA(3)
Medical fee dispute cases, attorney fees, provision for - HB 557
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Reorganization, Labor Cabinet - HB 488
Structured settlements - HB 796
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Violation
 of safety standards by employer, prohibit exemption from liability - HB 656: HFA(1)
 of safety standards, employers, sanction for - HB 656: HFA(2)
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